










ONTARIO, LAWS, STATUTES

REVISED REGULATIONS





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# **REVISED REGULATIONS**

**OF**

**ONTARIO, 1960**



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## Regulation 211

under The Highway Improvement Act

### BICYCLES

1. No person shall by bicycle, other than a motorcycle within the meaning of *The Highway Traffic Act*, use a controlled-access highway unless he resides on lands adjoining the controlled-access highway to which there is no other means of access by highway. C.R.O. 1950, Reg. 139, s. 1.

## Regulation 212

### under The Highway Improvement Act

#### DESIGNATIONS—MISCELLANEOUS NORTHERN ONTARIO

1. In this Regulation "township" means geographic township. O. Reg. 78/58, s. 1.

2. Those portions of the King's Highway described in the schedules hereto are designated as controlled-access highways. O. Reg. 78/58, s. 1.

#### BAILEY'S CORNERS DIVERSION

##### Schedule 1

In the Township of Garson in the District of Sudbury being,

(a) part of Lot 1, Concession 5; and

(b) part of Lot 1, Concession 6,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2132-21 registered in the Land Titles Office at Sudbury as No. 139866.

0.65 mile, more or less.

O. Reg. 122/58, s. 1.

#### GARSON TOWNSHIP DIVERSION

##### Schedule 2

In the Township of Garson in the District of Sudbury being,

(a) part of Lot 2, Concession 5;

(b) part of lots 2 and 3, Concession 4; and

(c) part of Skead Road,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2132-20 registered in the Land Titles Office at Sudbury as No. 140032.

1.06 miles, more or less.

O. Reg. 171/58, s. 1.

#### WHITNEY TOWNSHIP DIVERSION

##### Schedule 3

In the Township of Whitney in the District of Cochrane being,

(a) part of Lot 4, Concession 5; and

(b) part of lots 3 and 4, Concession 6,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2134-29 registered in the Land Titles Office at Cochrane as No. 100721 Cochrane.

0.92 mile, more or less.

O. Reg. 171/58, s. 1.

#### PAPINEAU TOWNSHIP DIVERSION

##### Schedule 4

In the Township of Papineau in the District of Nipissing being,

(a) part of lots 22 to 33, both inclusive, Concession 14;

(b) part of lots 21 and 22, Concession 15; and

(c) part of the road allowance between,

(i) concessions 14 and 15,

(ii) lots 25 and 26, and

(iii) lots 30 and 31,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2108-30 registered in the Land Titles Office at North Bay as No. H.41 for the District of Nipissing.

3.13 miles, more or less.

O. Reg. 171/58, s. 1.

#### PARDEE TOWNSHIP DIVERSION

##### Schedule 5

In the Township of Pardee in the District of Thunder Bay being a portion of Stuart Location shown coloured red on a Department of Highways plan numbered P-2763-12 registered in the Land Titles Office at Fort William as No. 28055.

1.69 miles, more or less.

O. Reg. 215/58, s. 1.

#### COBALT-HAILEYBURY-NEW LISKEARD DIVERSION

##### Schedule 6

In the Township of Coleman in the District of Temiskaming being,

(a) part of lots 13, 14 and 15, Concession 3;

(b) part of lots 12 and 13, Concession 4;

(c) part of Lot 12, Concession 5; and

(d) part of lots 11 and 12, Concession 6,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2877-23 registered in the Land Titles Office at Haileybury as No. 121121 Temiskaming.

4.71 miles, more or less.

O. Reg. 263/58, s. 1.

**Schedule 7**

In the Township of Bucke in the District of Temiskaming being,

- (a) part of Lot 2, Concession 1;
- (b) part of lots 2 and 3, Concession 2;
- (c) part of Lot 3, Concession 3;
- (d) part of lots 3, 4 and 5, Concession 4;
- (e) part of Lot 5, Concession 5; and
- (f) part of lots 5 and 6, Concession 6,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2555-12 registered in the Land Titles Office at Haileybury as No. 121175 Temiskaming.

6.37 miles, more or less.

O. Reg. 263/58, s. 1.

**Schedule 8**

In the Township of Dymond and in the Town of New Liskeard in the District of Temiskaming being,

- (a) part of lots 7, 8 and 9, Concession 3;
- (b) part of lots 7 and 8, Concession 2; and
- (c) part of Lot 6, concessions 1 and 2,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2236-20 registered in the Land Titles Office at Haileybury as No. 121120 Temiskaming.

3.76 miles, more or less.

O. Reg. 263/58, s. 1.

**OLIVER TOWNSHIP DIVERSION****Schedule 9**

1. In the Township of Oliver in the District of Thunder Bay being part of Mining Location 10X and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3122-5 registered in the Land Titles Office at Fort William as No. 29320 for the District of Fort William Freehold.

2. In the Township of Paipoonge in the District of Thunder Bay being,

- (a) part of Lot 20, Concession E; and
- (b) part of the road allowance lying between,
  - (i) the north limit of Lot 20, Concession E, and the north limit of the Township of Paipoonge, and
  - (ii) the west limit of Lot 20, Concession E, and the west limit of the Township of Paipoonge,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3122-5 registered in the Land Titles Office at Fort William as No. 29320 for the District of Fort William Freehold.

0.52 mile, more or less.

O. Reg. 80/59, s. 1.

**O'CONNOR TOWNSHIP DIVERSION****Schedule 10**

In the Township of O'Connor in the District of Thunder Bay being part of Mining Location 12-X and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3492-1 registered in the Land Titles Office at Fort William as No. 29329 for the District of Fort William Freehold.

0.14 mile, more or less.

O. Reg. 80/59, s. 1.

**RAINY RIVER BRIDGE APPROACH****Schedule 11**

In the Town of Rainy River, formerly in the Township of Atwood, in the District of Rainy River being,

- (a) part of Atwood Avenue;
- (b) part of lots 19 to 23, both inclusive, River Range;
- (c) part of Block "B", plan S.M. 82;
- (d) part of Block "A", plan S.M. 54;
- (e) part of "B" Street, known as Secondary Highway No. 623;
- (f) part of,

(i) lots 8 to 12, both inclusive,

(ii) lots 15, 16 and 17,

(iii) lots 19 and 20,

(iv) lots 24, 25 and 26,

(v) lots 30 to 33, both inclusive,

(vi) lots 35 to 44, both inclusive,

(vii) lots 46 to 49, both inclusive,

(viii) Lot 54,

(ix) lots 57 and 58,

(x) Lot 105,

(xi) Water Street,

(xii) "A" Street,

(xiii) First Street,

(xiv) Second Street,

(xv) the lane between lots 3 to 12, both inclusive, and lots 21 to 32, both inclusive,

(xvi) the lane between lots 16 to 19, both inclusive, and lots 33, 34 and 35, and

(xvii) the lane between lots 37 to 46, both inclusive, and lots 47 to 54, both inclusive,

plan M-66 (Kenora);

(g) all of,

(i) lots 13 and 14,

(ii) Lot 18,



- (iii) lots 27, 28 and 29,
  - (iv) Lot 34,
  - (v) Lot 45,
  - (vi) lots 50 to 53, both inclusive, and
  - (vii) lots 55 and 56,
- plan M-66 (Kenora); and

(h) part of Broadway, plan S.M. 142,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2300-12 registered in the Land Titles Office at Fort Frances as No. S-281.

1.36 miles, more or less.

O. Reg. 206/59, s. 1.

#### LAVIGNE BY-PASS

##### Schedule 12

In the Township of Macpherson in the District of Nipissing being,

- (a) part of Broken Lot 1, in each of concessions 3 and 4; and
- (b) part of the lands under the waters of,
  - (i) Lavigne Creek, and
  - (ii) North West Bay (Lake Nipissing),

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2724-5 registered in the Registry and Land Titles offices at North Bay as No. H-719.

0.96 mile, more or less.

O. Reg. 270/59, s. 1.

#### ESPANOLA DIVERSION

##### Schedule 13

In the Town of Espanola in the District of Sudbury being,

- (a) part of,
  - (i) Lot 1, and
  - (ii) lots 15 and 16,
 plan M-240;
- (b) part of Lot 70, Block 8, plan M-77;
- (c) part of Lot 6 and Broken Lot 7, Concession 4, formerly in the Township of Merritt;
- (d) part of lots 8 and 9, Concession 6, formerly in the Township of Merritt; and
- (e) part of the lands under the waters of,
  - (i) Clear of Griffin Lake, and
  - (ii) Spanish River,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2302-33 registered in the Land Titles Office at Sudbury as No. 157408.

2.08 miles, more or less.

O. Reg. 5/60, s. 2.

#### EARLTON BY-PASS

##### Schedule 14

In the Township of Armstrong in the District of Temiskaming being,

- (a) part of Lot 5, Concession 3; and
- (b) part of lots 5, 6 and 7, Concession 4,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2160-32 registered in the Land Titles Office at Haileybury as No. 126261 Temiskaming.

0.91 mile, more or less.

O. Reg. 102/60, s. 1.

#### NORTH BAY AIRPORT ROAD

##### Schedule 15

In the Township of Widdifield in the District of Nipissing being part of lots 14, 15, 16 and 17, Concession A, and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2500-15 filed in the office of the Registrar of Regulations at Toronto as No. 174.

1.89 miles, more or less.

O. Reg. 170/60, s. 5.

#### BAYSVILLE DIVERSION

##### Schedule 16

In the Township of McLean in the District of Muskoka being,

- (a) part of Lot 15, Concession 7;
- (b) part of Lot 17, Concession 7;
- (c) part of,
  - (i) lots 9 to 18, both inclusive, and
  - (ii) Lot 5,

registered plan M-1;

(d) part of,

- (i) Young Street, and
- (ii) Elizabeth Street,

registered plan M-1;

(e) part of,

- (i) lots 13 to 17, both inclusive,
- (ii) River Street, and
- (iii) Lena Street,

registered plan No. 2, Baysville;

(f) part of,

- (i) lots 104, 105 and 106,
- (ii) lots 73 and 74, and
- (iii) lots 95 to 99, both inclusive,

registered plan No. 3, Baysville;

- (g) all of lots 83 and 84, registered plan No. 3, Baysville;
- (h) part of,
  - (i) Bridge Street,
  - (ii) Brunel Road,
  - (iii) Howard Street, and
  - (iv) Bracebridge Road; and
- (i) part of the road allowance between lots 15 and 16,

and being those portions of the King's Highway shown coloured red on a Department of Highways plan numbered P-3266-1 registered in the Registry and Land Titles offices at Bracebridge as Nos. 437 and 25637, respectively.

0.5 mile, more or less.

O. Reg. 170/60, s. 5.

### DORSET BY-PASS

#### Schedule 17

In the Township of Ridout in the District of Muskoka being,

- (a) parts of lots 25 to 29, both inclusive, Concession A;
- (b) part of Bracebridge-Dorset Road; and
- (c) part of the road allowance between,
  - (i) lots 25 and 26, and
  - (ii) the townships of Ridout and Sherborne, commonly known as Bobcaygeon Road,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan P-2605-10 registered in the registry office for the registry division of the District of Muskoka as No. 16978, for the Township of Ridout.

0.93 miles, more or less.

O. Reg. 170/60, s. 5.

#### Schedule 18

In the Township of Sherborne in the Provisional County of Haliburton being,

- (a) part of lots 28 to 31, both inclusive, Concession A;
- (b) part of Lot 1, Concession 13;
- (c) part of,
  - (i) lots 9 to 16, both inclusive, and
  - (ii) lots 18 to 21, both inclusive,
 registered plan 1;
- (d) all of Lot 17, registered plan 1;
- (e) part of Lot C, registered plan 1;
- (f) part of,
  - (i) Hollow Lake and McLintoch Road,

- (ii) Harvey Avenue,
- (iii) Bonfield Street,
- (iv) Huckins Street,
- (v) Piper Street, and
- (vi) Dwight Street;
- (g) part of the road allowance between,
  - (i) Concession A and Concession 13,
  - (ii) lots 30 and 31, and
  - (iii) the townships of Sherborne and Ridout, commonly known as Bobcaygeon Road;
- (h) part of the lands under the waters of,
  - (i) Lake of Bays, and
  - (ii) Cedar Narrows,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2605-9 registered in the registry office for the registry division of the Provisional County of Haliburton as No. 10212, for the Township of Sherborne.

1.19 miles, more or less.

O. Reg. 170/60, s. 5.

### NOELVILLE BY-PASS

#### Schedule 19

In the Township of Martland in the District of Sudbury being part of lots 11 and 12, Concession 2, and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2370-5 registered in the Registry and Land Titles offices at Sudbury as numbered Deposit 385 and 164757, respectively.

0.95 mile, more or less.

O. Reg. 255/60, s. 1.

### THE ELLIOT LAKE ROAD

#### Schedule 20

1. In the Township of Spragge in the District of Algoma being,

- (a) part of annulled portion of the Township of Spragge; and
- (b) part of Mining Claims,
  - (i) S-65767,
  - (ii) S-65769, and
  - (iii) S-65770,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3283-1 registered in the Registry and Land Titles offices at Sault Ste. Marie as No. 37805.

2. In the Township of Lewis in the District of Algoma being,

- (a) part of Lot 12, Concession 3; and

- (b) part of annulled portion of the Township of Lewis,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3283-1 registered in the Registry and Land Titles offices at Sault Ste. Marie as No. 37805.

4.82 miles, more or less.

O. Reg. 306/60, s. 2.

#### Schedule 21

In that part of the Improvement District of Elliot Lake in the unsubdivided Township of Esten in the District of Algoma and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3333-1 registered in the Registry and Land Titles offices at Sault Ste. Marie as No. 37848.

1.21 miles, more or less.

O. Reg. 306/60, s. 2.

#### Schedule 22

In that part of the Improvement District of Elliot Lake in the Township of Proctor in the District of Algoma being,

- (a) part of unsubdivided Township of Proctor;

- (b) part of Mining Claims,

(i) S-89176, and

(ii) S-86916; and

- (c) part of the lands under the waters of,

(i) Pony Lake, and

(ii) Depot Lake,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3233-2 registered in the Registry and Land Titles offices at Sault Ste. Marie as No. 37806.

5.69 miles, more or less.

O. Reg. 306/60, s. 2.

#### Schedule 23

In that part of the Improvement District of Elliot Lake in Township 143 in the District of Algoma being,

- (a) part of unsubdivided Township 143; and

- (b) part of Mining Claims,

(i) S-89176,

(ii) S-75404,

(iii) S-85250, and

(iv) S-85249,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3239-1 registered in the Registry and Land Titles offices at Sault Ste. Marie as No. 37804.

0.40 mile, more or less.

O. Reg. 306/60, s. 2.

#### Schedule 24

In that part of the Improvement District of Elliot Lake in Township 149 in the District of Algoma being,

- (a) part of unsubdivided Township 149; and

- (b) part of Mining Claims,

(i) S-85249,

(ii) S-72245,

(iii) S-76958,

(iv) S-76957,

(v) S-68949,

(vi) S-68948,

(vii) S-68947,

(viii) S-68946,

(ix) S-66377,

(x) S-66613,

(xi) S-66611,

(xii) S-66604,

(xiii) S-66602,

(xiv) S-66595,

(xv) S-66601,

(xvi) S-66594,

(xvii) S-66593,

(xviii) S-66588,

(xix) S-66591,

(xx) S-66584,

(xxi) S-66583,

(xxii) S-80216,

(xxiii) S-66378,

(xxiv) S-66393,

(xxv) S-66392,

(xxvi) S-68096,

(xxvii) S-68132,

(xxviii) S-68349,

(xxix) S-75680, and

(xxx) S-80773,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-3236-9 registered in the Registry and Land Titles offices at Sault Ste. Marie as No. 38001.

9.33 miles, more or less.

O. Reg. 306/60, s. 2.

#### Schedule 25

In that part of the Improvement District of Elliot Lake in the unsubdivided Township 150 in the District of Algoma being that portion of the King's Highway

shown coloured red on a Department of Highways plan numbered P-3343-1 registered in the Registry and Land Titles offices at Sault Ste. Marie as No. 37807.

4.48 miles, more or less.

O. Reg. 306/60, s. 2.

VERNER BY-PASS

**Schedule 26**

In the Township of Caldwell in the District of Nipissing being,

(a) part of Lot 6, Concession 3; and

(b) part of lots 6 to 12, both inclusive, Concession 4,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan numbered P-2436-19 registered in the office of the Registrar of Regulations at Toronto as No. 299.

3.38 miles, more or less.

O. Reg. 325/60, s. 1.

## Regulation 213

### under The Highway Improvement Act

#### DESIGNATIONS—MISCELLANEOUS SOUTHERN ONTARIO

1. Those portions of the King's Highway described in the schedules hereto are designated as controlled-access highways. O. Reg. 180/60, s. 1.

#### NEWCASTLE TO PETERBOROUGH

##### Schedule 1

In the Township of Darlington in the County of Durham being,

- (a) part of lots 1 and 2, Broken Front Concession; and
- (b) part of the road allowance between the townships of Darlington and Clarke,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3063 filed in the office of the Registrar of Regulations at Toronto as No. 127.

0.10 mile, more or less.

O. Reg. 180/60, Sched. 1.

##### Schedule 2

In the Township of Clarke and the Village of Newcastle in the County of Durham being,

- (a) part of lots 34 and 35, Concession 1;
- (b) part of lots 29 to 34, both inclusive, Concession 2;
- (c) part of lots 28 and 29, Concession 4;
- (d) part of lots 27 and 28, Concession 5; and
- (e) part of the road allowance between,
  - (i) the townships of Clarke and Darlington,
  - (ii) lots 34 and 35, Concession 1,
  - (iii) concessions 1 and 2,
  - (iv) lots 32 and 33, Concession 2,
  - (v) lots 30 and 31, Concession 2,
  - (vi) lots 28 and 29, Concession 4, and
  - (vii) concessions 4 and 5; and
- (f) part of Old Kingston Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2390-16 filed in the office of the Registrar of Regulations at Toronto as No. 128.

4.25 miles, more or less.

eg. 180/60, Sched. 2.

##### Schedule 3

In the Township of Clarke in the County of Durham being,

- (a) part of lots 21 to 24, both inclusive, Concession 9;
- (b) part of lots 18 to 21, both inclusive, Concession 10; and
- (c) part of the road allowance between,
  - (i) lots 22 and 23, Concession 9,
  - (ii) concessions 9 and 10,
  - (iii) lots 20 and 21, Concession 10,
  - (iv) lots 18 and 19, Concession 10, and
  - (v) the townships of Clarke and Manvers,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3064-4 filed in the office of the Registrar of Regulations at Toronto as No. 129.

2.08 miles, more or less.

O. Reg. 180/60, Sched. 3.

##### Schedule 4

#### INTERCHANGE AT HIGHWAY NO. 2

In the Township of Clarke in the County of Durham being,

- (a) part of lots 33 and 34, Concession 1;
- (b) part of lots 32, 33 and 34, Concession 2;
- (c) part of the road allowance between concessions 1 and 2; and
- (d) part of the road allowance between lots 32 and 33, Concession 2,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3064-16 registered in the registry office for the registry division of the west riding of the County of Durham as No. 6261 for the Township of Clarke. O. Reg. 180/60, Sched. 4.

##### Schedule 5

In the Township of Manvers in the County of Durham being,

- (a) part of lots 13 to 18, both inclusive, Concession 1;
- (b) part of lots 18 to 22, both inclusive, Concession 2;
- (c) part of lots 22, 23, 24 and 25, Concession 3;
- (d) part of the road allowance between,
  - (i) the townships of Manvers and Clarke,



- (ii) lots 15 and 16, Concession 1,
- (iii) lots 20 and 21, Concession 2,
- (iv) concessions 1 and 2,
- (v) concessions 2 and 3, and
- (vi) the townships of Manvers and Cavan; and

(e) part of the public road in Lot 17, Concession 1,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3052-4 filed in the office of the Registrar of Regulations at Toronto as No. 130.

5.25 miles, more or less.

O. Reg. 180/60, Sched. 5.

#### Schedule 6

In the Township of Cavan in the County of Durham being,

- (a) part of lots 1 to 6, both inclusive, Concession 5;
- (b) part of lots 6 to 10, both inclusive, Concession 6;
- (c) part of lots 10, 11, 12 and 13, Concession 7;
- (d) part of lots 13, 14, 15 and 16, Concession 8;
- (e) part of lots 16 to 23, both inclusive, Concession 9; and
- (f) part of the road allowance between,

- (i) the townships of Cavan and Manvers,
- (ii) concessions 5 and 6,
- (iii) lots 6 and 7, Concession 6,
- (iv) concessions 6 and 7,
- (v) lots 12 and 13, Concession 7,
- (vi) concessions 7 and 8,
- (vii) concessions 8 and 9,
- (viii) lots 18 and 19, Concession 9, and
- (ix) the townships of Cavan and North Monaghan,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3056-6 filed in the office of the Registrar of Regulations at Toronto as No. 131.

9.44 miles, more or less.

O. Reg. 180/60, Sched. 6.

#### Schedule 7

In the Township of North Monaghan in the County of Peterborough being,

- (a) part of,
  - (i) lots 9 and 10, Concession 11,
  - (ii) lots 7, 8 and 9, Concession 10,
  - (iii) lots 3 to 8, both inclusive, Concession 9, and
  - (iv) lots 1, 2 and 3, Concession 8; and

(b) part of the road allowance between,

- (i) concessions 10 and 11,
- (ii) concessions 9 and 10,
- (iii) lots 6 and 7, Concession 9,
- (iv) concessions 8 and 9, and
- (v) the townships of North Monaghan and Cavan,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3240-4 registered in the registry office for the registry division of the County of Peterborough as No. 82720 Deposit Index.

3.89 miles, more or less.

O. Reg. 180/60, Sched. 7.

#### AVONMORE BY-PASS

##### Schedule 8

In the Township of Roxborough in the County of Stormont being,

- (a) part of lots 28 to 33, both inclusive, Concession 3; and
- (b) part of the road allowance between lots 30 and 31, Concession 3,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2452-12 filed in the office of the Registrar of Regulations at Toronto as No. 137.

1.20 miles, more or less.

O. Reg. 180/60, Sched. 8.

#### FREEPORT BY-PASS

##### Schedule 9

In the Township of Waterloo in the County of Waterloo being,

- (a) part of lots 13 and 14, Broken Front Concession;
- (b) part of Lot 12, Richard Beasley's old survey;
- (c) part of Bechtel's Tract;
- (d) part of lots 53 and 54, German Company Tract;
- (e) part of,

(i) the lands under the waters of the Grand River,

(ii) the public road in Lot 12, Richard Beasley's old survey,

(iii) the Block Line Road, and

(iv) road to German Mills,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1417-32 filed in the office of the Registrar of Regulations at Toronto as No. 141.

2.20 miles, more or less.

O. Reg. 180/60, Sched. 9.

## BLUEWATER BRIDGE APPROACH

## Schedule 10

In the Township of Sarnia in the City of Sarnia and in the Village of Point Edward, in the County of Lambton, being,

- (a) part of lots 15 to 23, both inclusive, Concession 7;
- (b) part of lots 6, 7, 8 and 9, registered plan 5;
- (c) part of lots 32, 33, 37, 52 and 56, registered plan 257;
- (d) all of lots,
  - (i) 34, 35 and 36, and
  - (ii) 53, 54 and 55,
 registered plan 257;
- (e) part of lots 3 and 4, registered plan 2;
- (f) part of lots 56 and 57, registered plan 13A;
- (g) part of lots 32, 33, 34 and 39, Block A1, registered plan 13A;
- (h) part of the former Military Reserve; and
- (i) part of the road allowance between,
  - (i) lots 15 and 16, Concession 7,
  - (ii) lots 18 and 19, Concession 7, commonly known as Murphy Road, and
  - (iii) lots 21 and 22, Concession 7, commonly known as Lake Road;
- (j) part of,
  - (i) Smith Road,
  - (ii) Capel Street,
  - (iii) Christina Street (Errol Road),
  - (iv) Sarnia Road, and
  - (v) St. Clair Street; and
- (k)\*all of Skilbeck Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2311-25 filed in the office of the Registrar of Regulations at Toronto as No. 142.

3.77 miles, more or less.

O. Reg. 180 '60, Sched. 10.

## MINDEN BY-PASS

## Schedule 11

In the Township of Minden in the Provisional County of Haliburton being,

- (a) part of lots 1, 2 and 4, Concession A;
- (b) part of town lots,
  - (i) 1, 2 and 3, east side of Seymour Street,
  - (ii) 1, 2, 3 and 4, west side of Teesdale Street,
  - (iii) 4, 5 and 6, east side of Teesdale Street,

- (iv) 5, 6, 7 and 8, west side of Bruce Street, and

- (v) 7, 8 and 9, east side of Bruce Street,

as shown on the Town Plot of Minden;

- (c) part of Town Lot 9, west of Head Street, as shown on the Town Plot of Minden;
- (d) part of Lot 1, Concession 2;
- (e) part of the road allowance in rear of Concession A; and
- (f) part of,
  - (i) the Minden-Gelert Road,
  - (ii) Seymour Street,
  - (iii) Newcastle Street,
  - (iv) Teesdale Street,
  - (v) Prince Street, and
  - (vi) Bruce Street,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2904-20 filed in the office of the Registrar of Regulations at Toronto as No. 145.

1.28 miles, more or less.

O. Reg. 180/60, Sched. 11.

## ALLUMETTE BRIDGE APPROACH

## Schedule 12

In the Township of Pembroke in the County of Renfrew being,

- (a) part of lots 10 and 11, Concession 2, fronting on Allumette Lake;
- (b) part of Peninsula Lot B, Concession 4; and
- (c) part of the land under the waters of Hazley Bay of the Ottawa River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1559-8 filed in the office of the Registrar of Regulations at Toronto as No. 164.

1.12 miles, more or less.

O. Reg. 180/60, Sched. 12.

## HAMILTON TO DUFF'S CORNERS

## Schedule 13

In the Township of Ancaster in the County of Wentworth being,

- (a) part of lots 48 to 52, both inclusive, Concession 2;
- (b) part of lots 37 to 49, both inclusive, Concession 3;
- (c) part of the road allowance between,
  - (i) lots 42 and 43, Concession 3,
  - (ii) lots 48 and 49, concessions 2 and 3, and
  - (iii) concessions 2 and 3;

(d) part of,

- (i) Hamilton Drive,
- (ii) Hostein Road,
- (iii) Mohawk Road, and
- (iv) Filman Mountain Road;

(e) part of the land dedicated as public highway shown on,

- (i) registered plan 935, and
- (ii) registered plan 919,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3070-12 filed in the office of the Registrar of Regulations at Toronto as No. 184.

5.13 miles, more or less.

O. Reg. 180/60, Sched. 13.

#### MOUNT HOPE BY-PASS

##### Schedule 14

In the Township of Glanford in the County of Wentworth being,

- (a) part of lots 5 and 6, Concession 4;
- (b) part of lots 5 and 6, Concession 5; and
- (c) part of the road allowance between,
  - (i) lots 5 and 6, Concession 4,
  - (ii) lots 5 and 6, Concession 5, and
  - (iii) concessions 4 and 5,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1977-44 filed in the office of the Registrar of Regulations at Toronto as No. 188.

1.33 miles, more or less.

O. Reg. 180/60, Sched. 14.

#### CATARAQUI DIVERSION

##### Schedule 15

In the Township of Kingston in the County of Frontenac being,

- (a) part of lots 9 and 10, Concession 3;
- (b) part of the road allowance between,
  - (i) lots 9 and 10, Concession 3, and
  - (ii) concessions 3 and 4;
- (c) part of lots 1 to 9, both inclusive, registered plan 549; and
- (d) all of the lands dedicated as public highway shown on registered plan 549,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2398-16 filed in the office of the Registrar of Regulations at Toronto as No. 189.

1.45 miles, more or less.

O. Reg. 180/60, Sched. 15.

#### GREELEY BY-PASS

##### Schedule 16

In the Township of Osgoode in the County of Carleton being,

- (a) part of lots 4, 5, 6 and 7, Concession 5; and
- (b) part of the road allowance between lots 5 and 6, Concession 5,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2149-12 filed in the office of the Registrar of Regulations at Toronto as No. 201.

0.91 mile, more or less.

O. Reg. 180/60, Sched. 16.

#### NEW HAMBURG BY-PASS

##### Schedule 17

In the Township of Wilmot and in the Village of New Hamburg in the County of Waterloo being,

- (a) part of lots 11 to 17, both inclusive, south of Snider's Road;
- (b) part of Lots 17 to 20, both inclusive, north of Bleam's Road;
- (c) part of lots 22 to 27, both inclusive, south of Bleam's Road;
- (d) part of Lot 21, north of Bleam's Road in that part of the Township of Wilmot, now in the Village of New Hamburg;
- (e) part of lots 1 to 4, both inclusive, registered plan 273;
- (f) part of Village Lot 1, in the Village of New Hamburg;
- (g) part of the road allowance between,
  - (i) lots 12 and 13, south of Snider's Road,
  - (ii) lots 18 and 19, north of Bleam's Road,
  - (iii) lots 24 and 25, south of Bleam's Road, and
  - (iv) the townships of Wilmot and South Easthope;

(h) part of,

- (i) Brewery Street,
- (ii) Victoria Street,
- (iii) Albert Street,
- (iv) Elizabeth Street,
- (v) Ann Street,
- (vi) Bleam's Road,
- (vii) Old Haysville Road, and
- (viii) New Haysville Road; and

(i) part of the land under the waters of the Nith River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan

P-1549-18 filed in the office of the Registrar of Regulations at Toronto as No. 203.

6.12 miles, more or less.

O. Reg. 180/60, Sched. 17.

#### Schedule 18

In the Township of South Easthope in the County of Perth being,

- (a) part of lots 1 and 2, Concession 1; and
- (b) part of the road allowance between the townships of South Easthope and Wilmot,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2010-14 filed in the office of the Registrar of Regulations at Toronto as No. 204.

0.53 mile, more or less.

O. Reg. 180/60, Sched. 18.

#### PEMBROKE BY-PASS

##### Schedule 19

In the Township of Alice in the County of Renfrew being,

- (a) part of lots 36, 37 and 38, Concession "A";
- (b) part of lots 38, 39 and 40, Concession "B"; and
- (c) part of the road allowance between the townships of Alice and Petawawa,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2998-5 filed in the office of the Registrar of Regulations at Toronto as No. 213.

1.77 miles, more or less.

O. Reg. 180/60, Sched. 19.

##### Schedule 20

In the Township of Petawawa in the County of Renfrew being,

- (a) part of Lot 1, Lake Range;
- (b) part of lots 1 and 2, range A;
- (c) part of the road allowance between,
  - (i) the townships of Petawawa and Alice, and
  - (ii) Lake Range and range A; and
- (d) part of the Pembroke and Mattawa Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2588-33 registered in the registry office for the registry division of the County of Renfrew as No. 4849 for the Township of Petawawa.

0.58 miles, more or less.

O. Reg. 25/58, Sched. 1.

#### IVY LEA BRIDGE APPROACH

##### Schedule 21

In the Township of Front of Leeds and Lansdowne, in that part formerly in the Township of Lansdowne, in the County of Leeds being,

- (a) part of lots 22, 23 and 24, Concession 1;
- (b) part of Farm Lot 1, Hill Island; and
- (c) part of Lot 6, registered plan 163,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2026-36 filed in the office of the Registrar of Regulations at Toronto as No. 124.

1.06 miles, more or less.

O. Reg. 242/60, s. 3.

#### RAINBOW BRIDGE APPROACH

##### Schedule 22

1. In the City of Niagara Falls in the County of Welland being,

- (a) part of lots 117 to 122, both inclusive, registered plan 29 (Town);
- (b) part of lots 135 to 143, both inclusive, registered plan 29 (Town);
- (c) part of lots 148 and 150, registered plan 29 (Town);
- (d) all of Lot 149, registered plan 29 (Town);
- (e) part of a lane, registered plan 29 (Town);
- (f) part of land between the southeasterly side of the land of the right of way of the Michigan Central Railway and the northwesterly side of lots 149 and 150, registered plan 29 (Town); and
- (g) part of Ontario Street,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2425-64 filed in the office of the Registrar of Regulations at Toronto as No. 43.

2. In the City of Niagara Falls in the County of Welland being,

- (a) part of lots,
  - (i) 398 and 399,
  - (ii) 404 to 406, both inclusive,
  - (iii) 421,
  - (iv) 425 to 427, both inclusive,
  - (v) 445 to 449, both inclusive,
  - (vi) 452 and 453, and
  - (vii) 456,

according to registered plan 747 (Town);

- (b) all of lots,
  - (i) 400 to 403, both inclusive,
  - (ii) 422 to 424, both inclusive,



(iii) 450 and 451, and

(iv) 454 and 455,

according to registered plan 747 (Town);

(c) part of Lot 427A, registered plan 37 (Town);

(d) all of lots 400A and 401A, registered plan 37 (Town);

(e) part of Palmer Avenue;

(f) part of College Crescent;

(g) part of Cookman Crescent; and

(h) part of Victoria Avenue,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2425-64 filed in the office of the Registrar of Regulations at Toronto as No. 43.

3. In the City of Niagara Falls and the Township of Stamford, in the County of Welland, being part of Roberts Street and Stanley Street, and being that portion of the King's Highway shown coloured red on Department of Highway plan P-2425-64 filed in the office of the Registrar of Regulations at Toronto as No. 43.

4. In the Township of Stamford in the County of Welland being,

(a) (i) part of Lot 1 fronting on the west side of Temperance Street,

(ii) part of lots 5 to 28, both inclusive, fronting on the south side of Roberts Street,

(iii) part of lots 18 and 22 fronting on the west side of Stanley Street,

(iv) all of lots 19, 20 and 21 fronting on the west side of Stanley Street,

(v) part of lots 29 to 52, both inclusive, fronting on the north side of Roberts Street,

(vi) all of lots 53 to 56, both inclusive, fronting on the north side of Roberts Street,

(vii) part of lot 21 fronting on the east side of Portage Road, and

(viii) all of lots 18, 19 and 20 fronting on the east side of Portage Road,

according to registered plan 35;

(b) part of Block A, registered plan 35;

(c) part of,

(i) Liberty Street,

(ii) Temperance Street, and

(iii) Roberts Street,

shown on registered plan 35;

(d) part of Portage Road;

(e) part of township lots 126 and 113;

(f) part of Drummond Road;

(g) all of Lot 1 fronting on the west side of Drummond Road, registered plan 52;

(h) all of lots,

(i) 1 to 6, both inclusive,

(ii) 98 to 161, both inclusive, and

(iii) 290 to 299, both inclusive,

shown on registered plan 44;

(i) part of lots,

(i) 7,

(ii) 272 to 289, both inclusive, and

(iii) 300 to 303, both inclusive,

shown on registered plan 44;

(j) all of Jocelyn Street;

(k) part of Highland Avenue;

(l) part of Glenholme Avenue;

(m) parts of Township Lot 125;

(n) part of Township lots 114 and 115;

(o) part of Township Lot 124;

(p) part of Bellvue Street diversion and Bellvue Street; and

(q) part of Dorchester Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2425-64 filed in the office of the Registrar of Regulations at Toronto as No. 43.

2.80 miles, more or less.

O. Reg. 265/60, s. 2.

## FREEMAN TO WOLFE ISLAND

### Schedule 23

In that part of the Town of Burlington formerly in the Township of Nelson in the County of Halton being,

(a) part of lots 16, 17 and 18, Concession 2, south of Dundas Street; and

(b) part of,

(i) lots 17 and 18,

(ii) lots 7 and 8,

(iii) lots 13 and 14, and

(iv) lots 10 and 12,

Brant's Block, registered plan 99,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2070-72 registered in the registry office for the registry division of the County of Halton as No. 743.

2.61 miles, more or less.

O. Reg. 301/60, s. 1.

### Schedule 24

In that part of the Town of Burlington formerly in the Township of East Flamborough in the County of Wentworth being,



- (a) part of lots 1 to 12, both inclusive, Concession 1;
- (b) part of the road allowance between lots 6 and 7 (Aldershot Road), Concession 1; and
- (c) part of the lands shown on registered plan 701,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2792-25 registered in the registry office for the registry division of the County of Wentworth as No. 614, Miscellaneous.

3.37 miles, more or less.

O. Reg. 301/60, s. 1.

#### Schedule 25

In that part of the Town of Burlington in the County of Halton, formerly in the Township of East Flamborough in the County of Wentworth being,

- (a) part of Lot 12, Concession 1;
- (b) part of,
  - (i) park lots 3, 4, 12, 13, 18, 19, 20, 21 and 22,
  - (ii) Ravine Road,
  - (iii) Guelph Road,
  - (iv) West Road, and
  - (v) Edge Moor Road,
 registered plan 337;
- (c) part of lots 19 to 28, registered plan 651;
- (d) part of Lot 1, registered plan 338; and
- (e) part of the road allowance between the townships of East Flamborough and West Flamborough,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2792-36 registered in the registry office for the registry division of the County of Wentworth as No. 908, Miscellaneous.

0.49 mile, more or less.

O. Reg. 301/60, s. 1.

#### BROWN'S LINE

##### Schedule 26

In the Township of Etobicoke in the County of York being,

- (a) part of lots 12 to 16, both inclusive, Concession 2, fronting the Humber;
- (b) part of lots 12, 13 and 14, Concession 3, fronting the Humber;
- (c) part of lots 20 and 21, Concession 2, northern division fronting on Lake Ontario;
- (d) part of lots 20 and 21, Concession 1, northern division fronting on Lake Ontario;
- (e) part of lots 10 and 11, Concession 5, Colonel Smith's Tract;
- (f) part of lots 10 and 11, Concession 4, Colonel Smith's Tract;

- (g) part of lots 10 and 11, Concession 3, Colonel Smith's Tract;
- (h) part of the road allowance between,

- (i) concessions 2 and 3, fronting the Humber,
- (ii) concessions 2 and 3, fronting the Humber, and Concession 2, northern division fronting on Lake Ontario, commonly known as Rosethorn Road,
- (iii) lots 20 and 21, Concession 2, northern division fronting on Lake Ontario,
- (iv) concessions 1 and 2, northern division fronting on Lake Ontario, commonly known as Burnhamthorpe Road,
- (v) lots 20 and 21, Concession 1, northern division fronting on Lake Ontario,
- (vi) Concession 1, northern division fronting on Lake Ontario, and Concession 5, Colonel Smith's Tract, commonly known as Bloor Street,
- (vii) lots 10 and 11, Concession 5, Colonel Smith's Tract,
- (viii) concessions 4 and 5, Colonel Smith's Tract, commonly known as Dundas Street,
- (ix) lots 10 and 11, Concession 4, Colonel Smith's Tract,
- (x) concessions 3 and 4, Colonel Smith's Tract, commonly known as North Queen Street, and
- (xi) lots 10 and 11, Concession 3, Colonel Smith's Tract; and

(i) part of,

(i) Richview Road, and

(ii) the Queensway,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2083-38 filed in the office of the Registrar of Regulations at Toronto as No. 97.

4.08 miles, more or less.

O. Reg. 333/60, s. 6 (25).

##### Schedule 27

In the Township of Etobicoke in the County of York being,

- (a) part of lots 18 to 30, both inclusive, Concession 2, fronting the Humber;
- (b) part of lots 25 to 30, both inclusive, Concession 3, fronting the Humber;
- (c) part of the road allowance between,
  - (i) lots 21 and 22, Concession 2, fronting the Humber, commonly known as Dixon Road, and
  - (ii) concessions 2 and 3, fronting the Humber; and

(d) part of Rexdale Boulevard (Old Malton Road),

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2083-42 filed in the office of the Registrar of Regulations at Toronto as No. 158.

2.83 miles, more or less.

O. Reg. 333/60, s. 6 (26).

### Schedule 28

In the Township of Etobicoke in the County of York being,

- (a) part of lots 30 to 38, both inclusive, Concession 2, fronting the Humber;
- (b) part of lots 30 to 40, both inclusive, Concession 3, fronting the Humber;
- (c) part of the road allowance between,
  - (i) concessions 2 and 3, fronting the Humber,
  - (ii) lots 31 and 32, Concession 2, fronting the Humber,
  - (iii) lots 31 and 32, Concession 3, fronting the Humber, and
  - (iv) the townships of Vaughan and Etobicoke; and
- (d) part of,
  - (i) Rexdale Boulevard,
  - (ii) the land under the waters of the west branch of the Humber River, and
  - (iii) Albion Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2083-45 filed in the office of the Registrar of Regulations at Toronto as No. 159.

2.78 miles, more or less.

O. Reg. 333/60, s. 6 (27).

### Schedule 29

#### INTERCHANGE AT HIGHWAY NO. 5

In the Township of Etobicoke in the County of York being,

- (a) part of Lot 10, in each of concessions 4 and 5, Colonel Smith's Tract;
- (b) part of Lot 11, in each of concessions 4 and 5, Colonel Smith's Tract;
- (c) part of the road allowance between concessions 4 and 5, Colonel Smith's Tract, commonly known as Dundas Street; and
- (d) part of the road allowance between lots 10 and 11, Concession 4, Colonel Smith's Tract,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2083-62 filed in the office of the Registrar of Regulations at Toronto as No. 229. O. Reg. 333/60, s. 6 (28).

### Schedule 30

#### INTERCHANGE AT BURNHAMTHORPE ROAD

In the Township of Etobicoke in the County of York being,

- (a) part of lots 20 and 21, Concession 1, northern division fronting on Lake Ontario;
- (b) part of lots 20 and 21, Concession 2, northern division fronting on Lake Ontario;
- (c) part of the road allowance between lots 20 and 21, Concession 2, northern division fronting on Lake Ontario; and
- (d) part of the road allowance between concessions 1 and 2, northern division fronting on Lake Ontario, commonly known as Burnhamthorpe Road,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2083-70 filed in the office of the Registrar of Regulations at Toronto as No. 230. O. Reg. 333/60, s. 6 (29).

### Schedule 31

#### INTERCHANGE AT RICHVIEW SIDE ROAD

In the Township of Etobicoke in the County of York being,

- (a) part of lots 16 and 17, Concession 2, fronting the Humber;
- (b) part of lots 16 and 17, Concession 3, fronting the Humber;
- (c) part of the road allowance between concessions 2 and 3, fronting the Humber; and
- (d) part of Richview Road,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2083-137 filed in the office of the Registrar of Regulations at Toronto as No. 298. O. Reg. 333/60, s. 6 (30).

### Schedule 32

#### INTERCHANGE AT DIXON ROAD

In the Township of Etobicoke in the County of York being,

- (a) part of lots 21 and 22 in each of concessions 2 and 3, fronting the Humber; and
- (b) part of the road allowance between,
  - (i) lots 21 and 22, Concession 2,
  - (ii) lots 21 and 22, Concession 3, and
  - (iii) concessions 2 and 3,

fronting the Humber,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2083-136 registered in the registry office for the registry division of the east and west riding of the County of York as No. 604. O. Reg. 333/60, s. 6 (31).

**Schedule 33****INTERCHANGE AT REXDALE BOULEVARD**

In the Township of Etobicoke in the County of York being,

- (a) part of lots 28, 29 and 30, Concession 2 fronting the Humber;
- (b) part of lots 28, 29, 30 and 31, Concession 3 fronting the Humber; and
- (c) part of Rexdale Boulevard,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2083-69 filed in the office of the Registrar of Regulations at Toronto as No. 227. O. Reg. 333/60, s. 6 (32).

**Schedule 34**

In the Township of Etobicoke in the County of York being,

- (a) part of lots 31 to 40, both inclusive, Concession 3 fronting the Humber; and
- (b) part of the road allowance between,
  - (i) lots 31 and 32, Concession 3 fronting the Humber, and
  - (ii) the townships of Etobicoke and Vaughan,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2083-128 registered in the registry office for the registry division of the east and west riding of the County of York as No. 5829.

2.56 miles, more or less.

O. Reg. 333/60, s. 6 (33).

**Schedule 35**

In the Township of Vaughan in the County of York being,

- (a) part of lots 1 to 6, both inclusive, Concession 8;
- (b) part of lots 5 and 6, Concession 9; and
- (c) part of the road allowance between,
  - (i) the townships of Vaughan and Etobicoke,
  - (ii) concessions 8 and 9,
  - (iii) lots 5 and 6, Concession 8, and
  - (iv) lots 5 and 6, Concession 9,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2103-26 filed in the office of the Registrar of Regulations at Toronto as No. 160.

1.40 miles, more or less.

O. Reg. 333/60, s. 6 (34).

**Schedule 36**

In the Township of Vaughan in the County of York being,

- (a) part of lots 5, 6, 7 and 8, Concession 8;
- (b) part of lots 1 to 8, both inclusive, Concession 9; and
- (c) part of the road allowance between,
  - (i) concessions 8 and 9,
  - (ii) lots 5 and 6, and
  - (iii) the townships of Vaughan and Etobicoke,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2103-31 registered in the registry office for the registry division of the east and west riding of the County of York as No. 5450.

1.98 miles, more or less.

O. Reg. 333/60, s. 6 (35).

**HOLLAND LANDING DIVERSION****Schedule 37**

In the Township of East Gwillimbury in the County of York being,

- (a) part of lots 102 and 103, Concession 1, east of Yonge Street;
- (b) part of lots 102 to 109, both inclusive, Concession 1, west of Yonge Street;
- (c) part of,
  - (i) lots 1 and 2, north of Centre Street,
  - (ii) Lot 2, south of Centre Street, and
  - (iii) Centre Street,
 registered plan 143;
- (d) part of Lot A registered plan 16; and
- (e) part of the road allowance between,
  - (i) Concession 1, east and west of Yonge Street,
  - (ii) lots 105 and 106, Concession 1, west of Yonge Street,
  - (iii) lots 110 and 111, Concession 1, west of Yonge Street, and
  - (iv) the townships of East Gwillimbury and King,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1980-36 registered in the registry office for the registry division of the north riding of the County of York as No. 38181A.

2.54 miles, more or less.

O. Reg. 132/60, s. 1.

**Schedule 38**

In the Township of King in the County of York being,

- (a) part of lots 16 and 17, Concession 2 (Old Survey);
- (b) part of the road allowance between the townships of King and East Gwillimbury,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1980-21 registered in the registry office for the registry division of the north riding of the County of York as No. 16311A.

0.18 mile, more or less.

O. Reg. 52/88, Sched. 2.

**TRAFALGAR TOWNSHIP DIVERSION****Schedule 39**

In the Township of Trafalgar in the County of Halton being,

- (a) part of lots 29, 30 and 31, Concession 2, north of Dundas Street;
- (b) part of Lot 1 in each of concessions 2 and 3; and
- (c) part of the road allowance between,
  - (i) lots 30 and 31, Concession 2, north of Dundas Street,
  - (ii) Concession 2 and Concession 2, north of Dundas Street, and
  - (iii) concessions 2 and 3,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1738-7 registered in the registry office for the registry division of the County of Halton as No. 838 for the Township of Trafalgar.

1.21 miles, more or less.

O. Reg. 98, 58, s. 1 (3).

**BARRY'S BAY DIVERSION****Schedule 40**

In the Township of Sherwood in the County of Renfrew being,

- (a) part of lots 185 to 193, both inclusive, Range B north;
- (b) part of Lot 18, Concession 6;
- (c) part of lots 14, 15, 16 and 17, Concession 5;
- (d) part of the road allowance between,
  - (i) lots 190 and 191, Range B north, and
  - (ii) lots 15 and 16, Concession 5, and
- (e) part of the road allowance in rear of Range B north,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2617-14 registered in the registry office for the registry division of the County of Renfrew as No. 2504 for the Township of Sherwood.

1.9 miles, more or less.

O. Reg. 142/58, s. 1 (6).

**ROCKTON BY-PASS****Schedule 41**

In the Township of Beverly in the County of Wentworth being part of lots 19 to 23, both inclusive, Concession 4, and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1991-19 registered in the registry office for the registry division of the County of Wentworth as No. 758, Miscellaneous.

1.17 miles, more or less.

O. Reg. 216/58, s. 1 (10).

**SHEFFIELD BY-PASS****Schedule 42**

In the Township of Beverly in the County of Wentworth being part of,

- (a) lots 5, 6, 7 and 8, Concession 6;
- (b) Lot 5, Concession 7;
- (c) the road allowance between lots 6 and 7, Concession 6; and
- (d) the road allowance between concessions 6 and 7,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1991-20 registered in the registry office for the registry division of the County of Wentworth as No. 760, Miscellaneous.

1.23 miles, more or less.

O. Reg. 216/58, s. 1 (11).

**DIXONS HILL BY-PASS****Schedule 43**

In the Township of Markham in the County of York being,

- (a) part of lots 27 to 33, both inclusive, Concession 7; and
- (b) part of the road allowance between lots 30 and 31, Concession 7,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3117-11 registered in the registry office for the registry division of the east and west riding of the County of York as No. 5410.

1.05 miles, more or less.

O. Reg. 216/58, s. 1 (13).

**LANGSTAFFE DIVERSION****Schedule 44**

In the Township of Markham in the County of York being part of lots 35 and 36, Concession 1, and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1658-54 registered in the registry office for the registry division of the east and west riding of the County of York as No. 5726.

1.23 miles, more or less.

O. Reg. 205/59, s. 1 (16).



## ORANGEVILLE DIVERSION

## Schedule 45

1. In the Township of Caledon in the County of Peel being,

(a) part of lots 30 and 31, Concession 1, east of Hurontario Street; and

(b) part of the road allowance between,

(i) lots 30 and 31, Concession 1, east of Hurontario Street, and

(ii) the townships of Caledon and Mono,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2354-10 registered in the registry office for the registry division of the County of Peel as No. 25338 for the Township of Caledon.

2. In the Township of Mono in the County of Dufferin being,

(a) part of Lot 1, Concession 1, east of Hurontario Street; and

(b) part of the road allowance between the townships of Mono and Caledon,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2354-10 registered in the registry office for the registry division of the County of Dufferin as No. M.F.6963 for the Township of Mono.

0.62 mile, more or less.

O. Reg. 3/59, s. 2 (18).

## Schedule 46

In the Township of Caledon in the County of Peel being,

(a) part of lots 30 and 31, Concession 1, west of Hurontario Street;

(b) part of Lot 30, Concession 1, east of Hurontario Street;

(c) part of Hurontario Street; and

(d) part of the road allowance between,

(i) lots 30 and 31, Concession 1, west of Hurontario Street, and

(ii) the townships of Caledon and East Garafraxa,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1573-32 registered in the registry office for the registry division of the County of Peel as No. 25327 for the Township of Caledon.

0.47 mile, more or less.

O. Reg. 3/59, s. 2 (19).

## Schedule 47

In the Town of Orangeville in the County of Dufferin being,

(a) part of lots 1, 2, 3, 4 and unnumbered Lot, Block 1, registered plan 138; and

(b) part of the road allowance between the townships of East Garafraxa and Caledon,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1785-25 registered in the registry office for the registry division of the County of Dufferin as No. M.F.7003 for the Town of Orangeville.

0.22 mile, more or less.

O. Reg. 3/59, s. 2 (20).

## Schedule 48

In the Township of Mono and in that part of the Town of Orangeville, formerly in the Township of Mono, in the County of Dufferin being,

(a) part of lots 1 and 2, Concession 1, west of Hurontario Street, in the Township of Mono;

(b) part of lots 1 and 2, registered plan 27A;

(c) part of,

(i) lots 6 to 9, both inclusive, Block 21,

(ii) Lot 9, Block 17,

(iii) lots 17 and 18, Block 17,

(iv) the lane running through Block 17,

(v) East Fifth Street, and

(vi) Fifth Avenue,

registered plan 222;

(d) part of Lot 3 and unnumbered Lot, Block 1, registered plan 138;

(e) part of the former road allowance between the townships of Mono and East Garafraxa;

(f) part of Lot 3, Concession 2, west of Hurontario Street in the Township of Mono;

(g) part of the road allowance between concessions 1 and 2, west of Hurontario Street in the Township of Mono;

(h) part of,

(i) lots 1 and 2,

(ii) lots 4 and 5,

(iii) Forest Law Avenue, and

(iv) Third Street,

registered plan 251; and

(i) part of,

(i) lots C to I, both inclusive,

(ii) lots 13 to 18, both inclusive,

(iii) lots 21 to 25, both inclusive,

(iv) lots 41 to 46, both inclusive, and

(v) Ketchum Street,

registered plan 275,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1835-32 registered in the registry office for the



registry division of the County of Dufferin as Nos. M.F. 9053 for the Town of Orangeville and M.F. 9054 for the Township of Mono.

1.0 mile, more or less.

O. Reg. 22/60, s. 1 (20A).

#### ROSSMORE BY-PASS

##### Schedule 49

In the Township of Ameliasburgh in the County of Prince Edward being,

- (a) part of lots 60 to 64, both inclusive, Concession 1;
- (b) part of lots 64 to 69, both inclusive, Concession 2;
- (c) part of the road allowance between concessions 1 and 2;
- (d) part of,

- (i) lots 2, 3 and 4,
- (ii) lots 14, 15, 16, 17 and 18,
- (iii) lots 20, 21 and 22,
- (iv) Lot 47,
- (v) Lot 49,
- (vi) lots 62 and 63,
- (vii) lots 65 to 71, both inclusive,
- (viii) lots 83, 84 and 88,
- (ix) Mill Street,
- (x) Mary Street, and
- (xi) Ridley Street,

registered plan No. 3; and

- (e) part of,
- (i) lots 21 to 33, both inclusive,
- (ii) lane between lots 27 and 28, and
- (iii) Park Block A,

registered plan No. 19,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1508-23 registered in the registry office for the registry division of the County of Prince Edward as No. 105.

3.23 miles, more or less.

O. Reg. 35/59, s. 1 (21).

#### MOUNTAIN VIEW BY-PASS

##### Schedule 50

In the Township of Ameliasburgh in the County of Prince Edward being,

- (a) part of Lot 68, Concession 3;
- (b) part of lots 66, 67 and 68, Concession 4; and
- (c) part of the road allowance between concessions 3 and 4,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1508-24 registered in the Registry Office for the registry division of the County of Prince Edward as No. 103.

0.93 mile, more or less.

O. Reg. 35/59, s. 1 (22).

#### CALEDON TOWNSHIP DIVERSION

##### Schedule 51

In the Township of Caledon in the County of Peel being,

- (a) part of Lot 16, Concession 2, west of Hurontario Street;
- (b) part of lots 15 and 16, Concession 3, west of Hurontario Street; and
- (c) part of the road allowance between,

- (i) lots 15 and 16, in each of concessions 2 and 3, and

- (ii) concessions 2 and 3,

west of Hurontario Street,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3339-7 registered in the registry office for the registry division of the County of Peel as No. 25453 for the Township of Caledon.

1.30 miles, more or less.

O. Reg. 82/59, s. 1 (23).

#### JOHNSTOWN DIVERSION

##### Schedule 52

In the Township of Edwardsburgh in the County of Grenville being,

- (a) part of lots 7 on the north side of each of First Street, Second Street, Third Street, Fourth Street, Fifth Street, Sixth Street and Seventh Street;
- (b) part of lots 7 on the south side of each of Second Street, Third Street, Fourth Street, Fifth Street, Sixth Street and Seventh Street;
- (c) part of lots 6 on the north side of each of Sixth Street, Seventh Street and Eighth Street;
- (d) part of lots 6 on the south side of each of Seventh Street, Eighth Street and Ninth Street;
- (e) part of lots 5 on the north side of each of Seventh Street, Eighth Street and Ninth Street;
- (f) part of lots 5 on the south side of each of Eighth Street, Ninth Street and Tenth Street;
- (g) part of Lot 4 on the north side of Ninth Street;
- (h) part of lots 4 on the south side of each of Ninth Street and Tenth Street;
- (i) part of,
- (i) lots 3 and 4 on the north side of Tenth Street,

(ii) lots 3 and 4 on the south side of Eleventh Street, and

(iii) Eleventh Street,

all as shown on the town plot of Johnstown;

(j) part of Park lots 1 to 5, both inclusive, range northeast of Kemptville Road;

(k) part of Park lots 1 to 5, both inclusive, range southwest of Kemptville Road;

(l) part of Kemptville Road; and

(m) part of,

(i) First Street,

(ii) Second Street,

(iii) Third Street,

(iv) Fourth Street,

(v) Fifth Street,

(vi) Sixth Street,

(vii) Seventh Street,

(viii) Eighth Street,

(ix) Ninth Street,

(x) Augusta Street, and

(xi) Elizabeth Street,

all as shown on the town plot of Johnstown,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1825-11 registered in the registry office for the registry division of the County of Grenville as No. 121 for the Township of Edwardsburgh.

1.30 miles, more or less.

O. Reg. 204/59, s. 2 (24).

## CORBYVILLE DIVERSION

### Schedule 53

In the Township of Thurlow in the County of Hastings being,

(a) part of lots 7 and 8, Concession 3;

(b) part of Lot 10 in each of concessions 3 and 4;

(c) part of the road allowance between,

(i) concessions 2 and 3,

(ii) lots 8 and 9, Concession 3, and

(iii) concessions 3 and 4;

(d) part of,

(i) lots 38 and 39,

(ii) lots 52 to 55, both inclusive,

(iii) lots 59 to 64, both inclusive, and

(iv) Third Street,

registered plan 90;

(e) part of,

(i) Block U,

(ii) lots 85, 86 and 87,

(iii) lots 95 to 99, both inclusive,

(iv) lots 104 to 109, both inclusive,

(v) lots 112 to 118, both inclusive,

(vi) lots 122 to 125, both inclusive,

(vii) Lot 132,

(viii) Fourth Street,

(ix) Fifth Street,

(x) Sixth Street, and

(xi) Second or Bristol Street,

registered plan 278;

(f) part of,

(i) lots 7 and 8,

(ii) Lot 10,

(iii) lots 19 and 20,

(iv) Lot 23,

(v) Lot 27,

(vi) Lot 30,

(vii) Lot 33,

(viii) Lot 40,

(ix) Belleville Road,

(x) Third Concession Road,

(xi) Beaver Road, and

(xii) Road to Fourth Concession,

registered plan 66 (Beninger Plot); and

(g) part of,

(i) Lot 6,

(ii) lots 11 and 12,

(iii) lots 17 and 18, and

(iv) lots 23 and 24,

registered plan 61,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1926-20 registered in the registry office for the registry division of the County of Hastings as No. 1170.

2.68 miles, more or less.

O. Reg. 204/59, s. 2 (25).

## KILLALOE STATION BY-PASS

### Schedule 54

In the Township of Hagarty and the Village of Killaloe Station, in the County of Renfrew being,

(a) part of lots 4, 5, 6 and 7, Concession 6;

- (b) part of lots 7, 8 and 9, Concession 5; and
- (c) part of the road allowance between lots 5 and 6, Concession 6,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2202-21 filed in the office of the Registrar of Regulations at Toronto as No. 300.

1.8 miles, more or less.

O. Reg. 334/60, s. 1 (26).

## HOMER TO QUEENSTON

### Schedule 55

In the Township of Niagara in the County of Lincoln being,

- (a) part of Lot 3, Broken Front;
- (b) part of lots 2, 3, 44, 45, 49, 90, 94, 95, 136, 137, 140 and 183;
- (c) part of the road allowance between,
  - (i) Lot 3, Broken Front, and Lot 3,
  - (ii) lots 3 and 4,
  - (iii) lots 2 and 45,
  - (iv) lots 44 and 49,
  - (v) lots 49 and 90,
  - (vi) lots 48 and 91,
  - (vii) lots 91 and 94,
  - (viii) lots 90 and 95,
  - (ix) lots 95 and 136,
  - (x) lots 94 and 137,
  - (xi) lots 137 and 140, and
  - (xii) lots 140 and 183;
- (d) all of lots 10 to 16, both inclusive, registered plan 159; and
- (e) part of,
  - (i) Lot 9, and
  - (ii) Laura Secord Street,
 registered plan 159,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3541-3 registered in the registry office for the registry division of the County of Lincoln as No. 395.

5.02 miles, more or less.

O. Reg. 287/60, s. 1 (30).

## TECUMSEH BY-PASS

### Schedule 56

In the Township of Maidstone in the County of Essex being,

- (a) part of Lot 1, Concession east of Puce River;
- (b) part of Lot 1, and Gore Lot B, Concession west of Puce River;

- (c) part of lots 1 to 4, both inclusive, lake shore Range Concession between Concession east of Pike Creek and Concession west of Puce River;

- (d) part of lots 3 and 4, Concession east of Pike Creek;

- (e) part of Lot 3, Concession west of Pike Creek;

- (f) part of the road allowance between,

- (i) Concession west of Puce River and concession between Concession east of Pike Creek and Concession west of Puce River, and

- (ii) the townships of Maidstone and Sandwich East;

- (g) part of Tecumseh Road; and

- (h) part of,

- (i) lots 22 to 35, both inclusive,

- (ii) Lot 41,

- (iii) lots 64 to 70, both inclusive,

- (iv) an unnamed street west of Lot 41, and

- (v) Mill Street,

registered plan 23,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2966-13 registered in the registry office for the registry division of the County of Essex as No. 210780.

4.60 miles, more or less.

O. Reg. 22/60, s. 1 (32).

### Schedule 57

In the Township of Sandwich East and the Town of Tecumseh, formerly in the Township of Sandwich East, in the County of Essex being,

- (a) part of,

- (i) lots 144 and 145, Concession 1,

- (ii) lots 144 to 151, both inclusive, Concession 2, and

- (iii) the road allowance between concessions 1 and 2,

in the Township of Sandwich East;

- (b) part of,

- (i) lots 147 to 151, both inclusive, Concession 2,

- (ii) Lot 153, Concession 2,

- (iii) Lot 41, registered plan 1194, and

- (iv) Lesperance Road, registered plan 1287,

in the Town of Tecumseh;

- (c) Aubin Boulevard as shown on registered plan 1194 in the Town of Tecumseh; and

- (d) part of,

- (i) lots 153 to 156, both inclusive, Concession 2, and

- (ii) the road allowance between the townships of Sandwich East and Maidstone,

in the Township of Sandwich East,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2840-26 registered in the registry office for the registry division of the County of Essex as No. 210418.

2.0 miles, more or less.

O. Reg. 22/60, s. 1 (33).

#### ST. THOMAS ENTRANCE

##### Schedule 58

In the City of St. Thomas and in the Township of Yarmouth in the County of Elgin being,

(a) part of,

- (i) Lot 1 in each of concessions 8 and 9,
- (ii) Talbot Road,
- (iii) the road allowance between the townships of Yarmouth and Southwold, and
- (iv) Crescent Avenue, as shown on registered plan 144,

formerly in the Township of Yarmouth now in the City of St. Thomas; and

(b) part of,

- (i) Lot 1, Concession 9,
- (ii) the road allowance between the townships of Yarmouth and Southwold,
- (iii) Block A, registered plan 144, and
- (iv) Crescent Avenue as shown on registered plan 144,

in the Township of Yarmouth,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2058-52 registered in the registry office for the registry division of the County of Elgin as No. D563.

0.32 mile, more or less.

O. Reg. 63/60, s. 2 (34).

##### Schedule 59

In the Township of Southwold in the County of Elgin being,

- (a) part of Lot 45, north of Talbot Road East;
- (b) part of Lot A or 43, being a Gore Lot between lots 45 and 46, north of Talbot Road East;
- (c) part of the road allowance between the townships of Southwold and Yarmouth; and
- (d) part of lots 4, 5, 7 and 9, registered plan 34,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1450-52 registered in the registry office for the registry division of the County of Elgin as No. D550.

0.73 mile, more or less.

O. Reg. 63/60, s. 2 (35).

#### THORNHILL BY-PASS

##### Schedule 60

In the Township of Vaughan in the County of York being,

- (a) part of lots 5 to 10, both inclusive, Concession 2, west of Yonge Street;
- (b) part of lots 30 to 36, both inclusive, Concession 1, west of Yonge Street;
- (c) part of,

(i) lots 16 to 23, both inclusive,

(ii) Block A, and

(iii) a 20-foot lane,

registered plan 3693;

- (d) part of a strip of land adjacent to lots 15, 16, 17 and 18 dedicated as public highway by registered plan 3693; and

(e) part of the road allowance between,

(i) lots 35 and 36, Concession 1 west of Yonge Street,

(ii) lots 5 and 6, Concession 2 west of Yonge Street,

(iii) concessions 1 and 2 west of Yonge Street (Bathurst Street),

(iv) lots 30 and 31, Concession 1 west of Yonge Street, and

(v) the townships of Vaughan and Markham (Yonge Street),

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1716-62 registered in the registry office for the registry division for the east and west riding of the County of York as No. 5949 and in the office of Land Titles at Toronto as No. B-47362.

2.86 miles, more or less.

O. Reg. 154/60, s. 1 (37).

#### HIGHBURY AVENUE EXTENSION

##### Schedule 61

In the townships of Westminster and London and in the City of London in the County of Middlesex being,

(a) part of,

(i) Lot 16, in each of concessions B and 1,

(ii) Lot 17, Concession 2,

(iii) the road allowance between concessions B and 1, and

(iv) the road allowance between concessions 1 and 2,

in the Township of Westminster;

(b) part of the land under the waters of the Thames River;

(c) part of the road allowance between lots 8 and 9, commonly known as Highbury Avenue, in the Township of London; and



(d) part of Lot 3, registered plan 266 in the City of London,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-4009 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 135721, Miscellaneous.

2.46 miles, more or less.

O. Reg. 188/60, s. 1 (38).

## IROQUOIS TO CORNWALL

### Schedule 62

In the Township of Matilda and in the Village of Iroquois in the County of Dundas being that portion of the King's Highway, commonly known as re-located Highway No. 2, extending in an easterly direction from a point in Lot 31, Concession 1, to the easterly limit of the Township of Matilda, shown coloured red on Department of Highways plan P-1929-8 registered in the registry office for the registry division of the County of Dundas as No. 106.

8.26 miles, more or less.

O. Reg. 24/57, Sched. 1.

### Schedule 63

In the Township of Williamsburgh and in the Village of Morrisburg in the County of Dundas, being that portion of the King's Highway, commonly known as re-located Highway No. 2, extending in an easterly direction from the west limit of the Township of Williamsburgh, across the Village of Morrisburg, and continuing in an easterly direction to the east limit of the Township of Williamsburgh, shown coloured red on Department of Highways plan P-1541-3 registered in the registry office for the registry division of the County of Dundas as No. 107.

9.37 miles, more or less.

O. Reg. 24/57, Sched. 2.

### Schedule 64

In the Township of Osnabruck in the County of Stormont being that portion of the King's Highway, commonly known as re-located Highway No. 2, extending in an easterly direction from the west limit of the Township of Osnabruck to the east limit of the Township of Osnabruck, shown coloured red on Department of Highways plan P-1575-12 registered in the registry office for the registry division of the County of Stormont as No. 19962 (Osnabruck).

9.51 miles, more or less.

O. Reg. 24/57, Sched. 3.

### Schedule 65

In the Township of Cornwall in the County of Stormont being that portion of the King's Highway, commonly known as re-located Highway No. 2, extending in an easterly direction from the west limit of the Township of Cornwall to the northerly limit of the City of Cornwall, shown coloured red on Department of Highways plan P-1982-18 registered in the registry office for the registry division of the County of Stormont as No. 46113.

3.41 miles, more or less.

O. Reg. 24/57, Sched. 4.

## BRESLAU DIVERSION

### Schedule 66

In the Township of Waterloo in the County of Waterloo being,

(a) part of lots 107 and 114, German Company Tract;

(b) part of lots 112 to 120, both inclusive, registered plan of Moyer Bricker and Company's Survey; and

(c) part of,

(i) Ford Street,

(ii) Woolwick Street, and

(iii) Breslau and Guelph Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1791-61 registered in the registry office for the registry division of the County of Waterloo as No. 390.

1.06 miles, more or less.

O. Reg. 100/57, Sched. 1.

## LOWER MIDDLE ROAD

### Schedule 67

In the Township of Toronto in the County of Peel being,

(a) part of lots 31 to 35, both inclusive, Concession 2, south of Dundas Street;

(b) part of lots 31 to 35, both inclusive, Concession 3, south of Dundas Street; and

(c) part of the road allowance between,

(i) lots 30 and 31,

(ii) concessions 2 and 3, south of Dundas Street, and

(iii) the townships of Toronto and Trafalgar,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3106-2 registered in the registry office for the registry division of the County of Peel as No. 105312 for the Township of Toronto.

1.27 miles, more or less.

O. Reg. 203/57, Sched. 1.

### Schedule 68

In the Township of Trafalgar in the County of Halton being,

(a) part of lots 1, 2, 4, 5, 6 and 7, Concession 2, south of Dundas Street;

(b) part of lots 2, 3, 4 and 5, Concession 3, south of Dundas Street;

(c) part of lots 1 to 8, both inclusive, registered plan 166; and

(d) part of the road allowance between,

(i) the townships of Trafalgar and Toronto,

(ii) concessions 2 and 3, south of Dundas Street, and

(iii) lots 5 and 6,



and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3114-20 registered in the registry office for the registry division of the County of Halton as No. 799 for the Township of Trafalgar.

1.79 miles, more or less.

O. Reg. 203/57, Sched. 2.

#### SEELEY'S BAY BY-PASS

##### Schedule 69

In the Township of Leeds in the County of Leeds being,

- (a) part of lots 2 to 7, both inclusive, Concession 7;
- (b) part of Lot 7, Concession 8; and
- (c) part of the road allowance between,
  - (i) lots 6 and 7, and
  - (ii) concessions 7 and 8,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1931-6 registered in the registry office for the registry division of the County of Leeds as No. 2122 for the Township of Leeds.

1.53 miles, more or less.

O. Reg. 232/57, Sched. 1.

#### CHESTERVILLE BY-PASS

##### Schedule 70

In the Township of Winchester and in the Village of Chesterville in the County of Dundas being,

- (a) part of lots 17 and 18, Concession 3;
- (b) part of lots 14 to 17, both inclusive, Concession 4;
- (c) part of Lot 14, Concession 5;
- (d) part of the road allowance between,
  - (i) concessions 2 and 3,
  - (ii) concessions 3 and 4, and
  - (iii) concessions 4 and 5;
- (e) part of Queen Street;
- (f) part of blocks J, U and V, registered plan 35; and
- (g) part of the lands under the waters of the Nation River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2451-14 registered in the registry office for the registry division of the County of Dundas as No. 114 (Highway Plans).

2.61 miles, more or less.

O. Reg. 276/57, Sched. 1.

#### ST. THOMAS BY-PASS

##### Schedule 71

In the Township of Southwold in the County of Elgin being the road allowance between lots A and 41,

Concession east of the north branch of Talbot Road, and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1450-34 registered in the registry office for the registry division of the County of Elgin as No. D379.

1.26 miles, more or less.

O. Reg. 84/58, Sched. 1.

#### Schedule 72

In the Township of Yarmouth in the County of Elgin being,

- (a) part of the road allowance between,
  - (i) lots 10 and 11, Concession 9, commonly known as Centennial Road, and
  - (ii) Concession 9 and Range 1, south of Edgeware Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2058-25 registered in the registry office for the registry division of the County of Elgin as No. D380.

1.0 mile, more or less.

O. Reg. 84/58, Sched. 2.

#### THE WEST SIDE ROAD—WELLAND COUNTY

##### Schedule 73

In the Township of Crowland in the County of Welland being,

- (a) all of lots 1 and 2, registered plan 27;
- (b) part of lots,
  - (i) 75 to 82, both inclusive,
  - (ii) 155 to 162, both inclusive,
  - (iii) 234 to 241, both inclusive, and
  - (iv) 300 to 303, both inclusive,
 registered plan 27;

- (c) part of,
  - (i) Chapman Street,
  - (ii) Craig Street,
  - (iii) Clark Street,
  - (iv) Grant Street, and
  - (v) Shaw Street,
 registered plan 27;

- (d) part of Lot 291, registered plan 21;

- (e) part of Lot 27 in each of,
  - (i) Concession 6, and
  - (ii) Concession 7; and

- (f) part of the road allowance between,
  - (i) concessions 6 and 7 (Broadway Road),
  - (ii) concessions 5 and 6 (Lincoln Street West), and

- (iii) the townships of Crowland and Humberstone,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2085-4 registered in the registry office for the registry division of the County of Welland as No. 11056A.

1.56 miles, more or less.

O. Reg. 264/58, Sched. 1.

#### Schedule 74

In the Township of Humberstone in the County of Welland being,

- (a) part of Lot 30, in each of,
- (i) Concession 2,
  - (ii) Concession 3, and
  - (iii) Concession 4;
- (b) part of lots 24 and 25, Concession 5;
- (c) part of the road allowance between,
- (i) lots 30 and 31, Concession 2,
  - (ii) lots 30 and 31, Concession 3,
  - (iii) lots 24 and 25, Concession 5,
  - (iv) concessions 2 and 3,
  - (v) concessions 3 and 4,
  - (vi) concessions 4 and 5, and
  - (vii) the townships of Humberstone and Crowland; and
- (d) part of,
- (i) lots 17 to 27, both inclusive,
  - (ii) unnumbered Lot,
  - (iii) lands dedicated as public highway, lying southerly of and adjoining the southerly limit of Lot 18,
  - (iv) Paul Street, and
  - (v) Ohmer Street,
- registered plan 60,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2086-6 registered in the registry office for the registry division of the County of Welland as No. 10556A.

4.39 miles, more or less.

O. Reg. 264/58, Sched. 2.

#### BICROFT MINE ROAD

##### Schedule 75

In the Township of Faraday in the County of Hastings being,

- (a) part of lots 28 and 29, Concession 9;
- (b) part of lots 29 and 30, Concession 10;

- (c) part of lots 30, 31, 32 and 33, Concession A;

- (d) part of the land under the waters of Vance's Lake; and

- (e) part of the road allowance between,

- (i) concessions 10 and A,

- (ii) lots 31 and 32, and

- (iii) the townships of Faraday and Cardiff,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3262-2 registered in the registry office for the registry division of the County of Hastings as No. 1113 for the Township of Faraday.

2.04 miles, more or less.

O. Reg. 173/58, Sched. 1.

#### Schedule 76

In the Township of Cardiff in the Provisional County of Haliburton being,

- (a) part of lots 30, 31 and 32, Concession 10;

- (b) part of lots 29 and 30, Concession 11;

- (c) part of Lot 29, Concession 12;

- (d) part of the road allowance between,

- (i) the townships of Faraday and Cardiff, and

- (ii) concessions 10 and 11,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3341-3 registered in the registry office for the registry division of the Provisional County of Haliburton as No. 11893 for the Township of Cardiff.

1.65 miles, more or less.

O. Reg. 173/58, Sched. 2.

#### Schedule 77

In the Township of Cardiff in the Provisional County of Haliburton being part of lots 16 and 17, Concession 12, and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3341-8 registered in the registry office for the registry division of the Provisional County of Haliburton as No. 11893 for the Township of Cardiff.

0.21 mile, more or less.

O. Reg. 173/58, Sched. 3.

#### DYNO MINE ROAD

##### Schedule 78

In the Township of Cardiff in the Provisional County of Haliburton being,

- (a) part of Lot 11, in,

- (i) Concession 8,

- (ii) Concession 10, and

- (iii) Concession 11;

- (b) part of lots 10 and 11, Concession 9;

- (c) part of lots 11, 12 and 13, Concession 12; and
- (d) part of the road allowance between,
  - (i) concessions 8 and 9,
  - (ii) concessions 10 and 11,
  - (iii) lots 10 and 11, Concession 8, and
  - (iv) lots 10 and 11, each of concessions 9 and 10,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3366-7 registered in the registry office for the registry division of the Provisional County of Haliburton as No. 12902 for the Township of Cardiff.

3.23 miles, more or less.

O. Reg. 286/58, Sched. 1.

## BARRIE TO ORILLIA

### Schedule 79

In the Township of Oro in the County of Simcoe being,

- (a) part of Lot 20, Concession 6;
- (b) part of Lot 20, Concession 7;
- (c) part of lots 20 and 21, Concession 9;
- (d) part of Lot 20, Concession 10;
- (e) part of lots 19, 20 and 21, Concession 12;
- (f) part of lots 17, 18 and 19, Concession 13;
- (g) part of lots 15, 16 and 17, Concession 14; and
- (h) part of the road allowance between,

- (i) concessions 6 and 7,
- (ii) concessions 9 and 10,
- (iii) concessions 12 and 13,
- (iv) concessions 13 and 14,
- (v) lots 15 and 16,
- (vi) lots 20 and 21, and
- (vii) the townships of Oro and Orillia,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1726-17 filed in the office of the Registrar of Regulations at Toronto as number 138.

5.19 miles, more or less.

O. Reg. 154/55, s. 1 (11).

## ORILLIA BY-PASS

### Schedule 80

In the Township of Orillia (Southern division) in the County of Simcoe being,

- (a) part of lots 9 to 14, both inclusive, Concession 2;
- (b) part of lots 6, 7, 8 and 9, Concession 3;
- (c) part of lots 4, 5 and 6, Concession 4;

- (d) part of lots 1 to 7, both inclusive, registered plan 364;
- (e) part of Lot 5, Concession 5;
- (f) part of park lots,
  - (i) 3, 4, 5 and 6, and
  - (ii) 14, 15 and 16,
 registered plan 171;
- (g) part of lots 2 and 3, Concession 6;
- (h) part of the road allowance between,
  - (i) lots 10 and 11, Concession 2,
  - (ii) concessions 2 and 3,
  - (iii) concessions 3 and 4,
  - (iv) lots 5 and 6, Concession 4,
  - (v) concessions 4 and 5, and
  - (vi) concessions 5 and 6; and

(i) part of,

- (i) Barrie Road,
- (ii) Coldwater Road, and
- (iii) Muskoka Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3021-10 filed in the office of the Registrar of Regulations at Toronto as No. 132.

6.10 miles, more or less.

O. Reg. 74/55, s. 1 (10).

### Schedule 81

In the Township of Orillia (Southern division) in the County of Simcoe being,

- (a) part of lots 3 and 4, Concession 6;
- (b) part of park lots 6, 7 and 8, registered plan 171; and
- (c) part of the road allowance between concessions 5 and 6,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3021-20 filed in the office of the Registrar of Regulations at Toronto as No. 171.

0.89 mile, more or less.

O. Reg. 92/56, s. 1 (10B).

### Schedule 82

#### INTERCHANGE AT HIGHWAY NO. 12

In the Township of Orillia (Southern division) in the County of Simcoe being,

- (a) part of lots 6 and 7, Concession 3;
- (b) part of Lot 7, Concession 4; and

- (c) part of the road allowance between concessions 3 and 4, and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3021-19 filed in the office of the Registrar of Regulations at Toronto as No. 170.

O. Reg. 92/56, s. 1 (10A).

#### WASHAGO BY-PASS

##### Schedule 83

In the Township of Orillia (Northern division) in the County of Simcoe being,

- (a) part of Lot 8, Concession 12;
- (b) part of Broken Lot 8, Concession 13;
- (c) part of lots 8 and 9, Concession 14;
- (d) part of Orillia Island;
- (e) part of lots 10, 11 and 12, Concession 15;
- (f) part of the road allowance between,
  - (i) concessions 12 and 13,
  - (ii) concessions 13 and 14, and
  - (iii) lots 10 and 11, concession 15;
- (g) part of,
  - (i) the public road in Lot 8, Concession 12,
  - (ii) Muskoka Road,
  - (iii) the Trent Canal,
  - (iv) the land under the waters of the west branch of the Severn River, and
  - (v) the land under the waters of the Severn River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1767-7 filed in the office of the Registrar of Regulations at Toronto as No. 144.

4.04 miles, more or less.

O. Reg. 184/55, s. 1 (12).

#### WINDSOR TO MAIDSTONE

##### Schedule 84

In the townships of Sandwich West and Sandwich South in the County of Essex being part of the King's Highway commonly known as Highway No. 3, assumed by Deposited Plans numbered 732 and 3133, between the Village of Maidstone and the City of Windsor: Beginning at its intersection with the road allowance between Talbot Road lots numbered 293 and 294 in the Village of Maidstone; thence northwesterly along King's Highway No. 3, known as the Talbot Road, across the Township of Sandwich South and part of the Township of Sandwich West, to its intersection with Huron Church Line Road; thence continuing northwesterly along King's Highway No. 3, known as the Huron Church Line Road, across the Township of Sandwich West to its intersection with Tecumseh Street at the southerly limit of the City of Windsor, including all grade separations, cloverleaves or traffic, circles constructed or to be constructed.

11.10 miles, more or less.

C.R.O. 1950, Reg. 406, s. 7.

#### HAMILTON TO DUNDAS

##### Schedule 85

In the City of Hamilton and in the Town of Dundas in the County of Wentworth being,

- (a) part of the Gore of Ancaster now in the City of Hamilton;
- (b) part of Lot 56, Concession 1, formerly in the Township of Ancaster, now in the City of Hamilton;
- (c) part of the road allowance between the townships of Ancaster and West Flamborough; and
- (d) part of lots 18, 19, 20 and 21, Concession 1, formerly in the Township of West Flamborough, now in the Town of Dundas,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1411-6 filed in the office of the Registrar of Regulations at Toronto as No. 50.

Save and except that portion of the above-mentioned highway closed by Order-in-Council numbered OC-1314/58, dated the 24th day of April, 1958.

1.60 miles, more or less.

O. Reg. 110/51, s. 1 (20).

## Regulation 214

### under The Highway Improvement Act

#### DESIGNATIONS—QUEEN ELIZABETH WAY

TORONTO TO FORT ERIE

1. Those parts of the King's Highway described in the schedules hereto are designated as controlled-access highways. O. Reg. 335/60, s. 1.

#### QUEEN ELIZABETH WAY

##### Schedule 1

In the Township of Etobicoke in the County of York being,

- (a) part of lots 15 to 22, both inclusive, registered plan 1176;
- (b) part of Queen Street (The Queensway); and
- (c) part of King's Mill Reserve,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-1960-101 registered in the registry office for the registry division of the East and West Ridings of the County of York as plan No. 6017. O. Reg. 335/60, Sched. 1.

##### Schedule 2

In the Township of Etobicoke in the County of York being,

- (a) part of the lands under the waters of Etobicoke River;
- (b) part of lots 12 and 13, Concession 2, Colonel Smith's Tract;
- (c) parts of lots 10, 11 and 12, Concession 3, Colonel Smith's Tract;
- (d) part of the road allowance between lots 10 and 11, Concession 3, Colonel Smith's Tract;
- (e) part of the road allowance between Lot 12, Concession 2, Colonel Smith's Tract, and Lot 12, Concession 3, Colonel Smith's Tract;
- (f) part of lots 8 and 9, Concession 3, Colonel Smith's Tract;
- (g) all of lots,
  - (i) 26 to 34, both inclusive, and
  - (ii) 103 to 111, both inclusive,
 registered plan 2416;
- (h) all of lots,
  - (i) 14 to 17, both inclusive,
  - (ii) 49 to 52, both inclusive,
  - (iii) 84 to 87, both inclusive,
  - (iv) 119 to 122, both inclusive,

(v) 154 to 157, both inclusive,

(vi) 188 to 192, both inclusive,

(vii) 223 to 227, both inclusive,

(viii) 258 to 262, both inclusive, and

(ix) 293 to 297, both inclusive,

registered plan 1063;

(i) part of lots 13, 18, 48, 53, 83, 88, 118, 123, 153, 158, 187, 193, 222, 228, 257, 263, 292, and 298, registered plan 1063;

(j) part of lots 12 and 13, registered plan 940;

(k) part of Lot 6, Concession 3, Colonel Smith's Tract;

(l) all of lots,

(i) 23 to 30, both inclusive,

(ii) 75 to 82, both inclusive,

(iii) 127 to 134, both inclusive,

(iv) 179 to 185, both inclusive,

(v) 205 to 212, both inclusive, and

(vi) 257 to 260, both inclusive,

registered plan 1051;

(m) part of lots 22, 31, 74, 83, 126, 135, 178, 186 and 187, registered plan 1051;

(n) all of lots 31 to 36, both inclusive, registered plan 1865;

(o) part of lots 28, 29 and 30, registered plan 1865;

(p) part of Block D, registered plan 1340;

(q) part of blocks A and C, registered plan 1180;

(r) all of lots 45 to 52, both inclusive, registered plan 1926;

(s) part of lots 43 and 44, registered plan 1926;

(t) part of lots 1, 2, 4 and 5, registered plan 1106;

(u) part of Lot 9, Second Meridian Concession;

(v) all of lots 25 to 32, both inclusive, registered plan 1025;

(w) parts of lots 17 to 24, both inclusive, registered plan 1025;

(x) part of Block A, registered plan 1212;

(y) part of lots 50 to 51, registered plan 339 or 389;

(z) part of Block X, registered plan 1290;

(aa) part of lots 45 to 48, both inclusive, registered plan 339 or 389;



- (ab) part of a lane, registered plan 1007;
- (ac) all of lots 211 to 234, both inclusive, registered plan 1007;
- (ad) part of lots 209 and 210, registered plan 1007;
- (ae) all of lots,
  - (i) 129 to 160, both inclusive,
  - (ii) 280 to 303, both inclusive, and
  - (iii) 437 to 460, both inclusive,
 registered plan M-110;
- (af) all of lots,
  - (i) 19 to 23, both inclusive,
  - (ii) 103 to 125, both inclusive, and
  - (iii) 259,
 registered plan M-137;
- (ag) part of lots,
  - (i) 251 to 258, both inclusive, and
  - (ii) 302,
 registered plan M-137;
- (ah) part of lots B, E and G, registered plan M-171;
- (ai) part of lots 534, 535, 540 and 541, registered plan M-110 or 891;
- (aj) all of lots 536 to 539, both inclusive, registered plan M-110 or 891;
- (ak) part of,
  - (i) Colleen Avenue,
  - (ii) Algie Avenue,
  - (iii) Walford Avenue,
  - (iv) Seymour Avenue,
  - (v) Edwin Avenue,
  - (vi) Lindsay Avenue,
  - (vii) Wickman Road, (formerly Crawford Avenue),
  - (viii) Kipling Avenue,
  - (ix) Arnold Street,
  - (x) Zorra Street,
  - (xi) Crofton Avenue,
  - (xii) St. Lawrence Avenue,
  - (xiii) Dorchester Avenue,
  - (xiv) Leeson Avenue,
  - (xv) Barclay Avenue,
  - (xvi) Islington Avenue,
  - (xvii) Howland Avenue,
  - (xviii) Royal York Road (formerly Church Street),

- (xix) Wesley Street,
- (xx) Milton Street,
- (xxi) Grand Avenue,
- (xxii) Pelham Street,
- (xxiii) Cambridge Street,
- (xxiv) Cathron Street,
- (xxv) Oxford Street, and
- (xxvi) Park Lawn Road; and

- (al) parts of lots 11, 14 and 15, registered plan 1176,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1960-103 registered in the Registry and Land Titles offices at Toronto as Nos. 6029 and B-54430, respectively.

4.20 miles, more or less.

O. Reg. 335/60, Sched. 2.

### Schedule 3

#### INTERCHANGE AT HIGHWAY NO. 27

In the Township of Etobicoke in the County of York being,

- (a) part of lots 10 and 11, Concession 3, Colonel Smith's Tract; and
- (b) part of the road allowance between lots 10 and 11, Concession 3, Colonel Smith's Tract,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-1960-102 registered in the registry office for the registry division of the East and West ridings of the County of York as plan No. 6018. O. Reg. 335/60, Sched. 3.

### Schedule 4

In the Township of Toronto in the County of Peel being,

- (a) part of,
  - (i) lots 3 to 12, both inclusive, and
  - (ii) lots 28 to 35, both inclusive, Concession 1, south of Dundas Street;
- (b) part of,
  - (i) lots 3 to 15, both inclusive, and
  - (ii) lots 28 to 35, both inclusive, Concession 2, south of Dundas Street;
- (c) part of lots 1, 2, 5, 8, 9, 10, 11, 12, 13 and 14, Range 2, Credit Indian Reserve;
- (d) part of lots 1, 2, 9, 10, 11, 12 and 13, Range 3, Credit Indian Reserve;
- (e) part of the road allowance between,
  - (i) lots 5 and 6 (Dixie Road),
  - (ii) lots 7 and 8 (Bloomfield Road), and
  - (iii) lots 10 and 11 (Cawthra Road), Concession 1, south of Dundas Street;

- (f) part of the road allowance between,
- (i) lots 5 and 6 (Dixie Road), and
  - (ii) lots 10 and 11 (Cawthra Road), Concession 2, south of Dundas Street;
- (g) part of the road allowance between,
- (i) concessions 1 and 2, south of Dundas Street (Middle Road),
  - (ii) ranges 2 and 3, Credit Indian Reserve (Middle Road),
  - (iii) Range 2, Credit Indian Reserve, and Concession 2, south of Dundas Street,
  - (iv) Range 3, Credit Indian Reserve, and Concession 1, south of Dundas Street,
  - (v) lots 30 and 31, Concession 1, south of Dundas Street,
  - (vi) lots 30 and 31, Concession 2, south of Dundas Street, and
  - (vii) the townships of Toronto and Trafalgar;
- (h) part of Hurontario Street;
- (i) part of,
- (i) lots 1 to 10, both inclusive, and
  - (ii) Northmount Avenue,
- registered plan 308;
- (j) part of,
- (i) lots 227 to 230, both inclusive,
  - (ii) lands dedicated as public highway adjacent to the Queen Elizabeth Way,
- registered plan B-19;
- (k) part of,
- (i) lots 314 to 321, both inclusive,
  - (ii) Kenmuir Avenue, and
  - (iii) Trotwood Avenue,
- registered plan F-20;
- (l) part of blocks A, B and K, registered plan B-09;
- (m) part of lots A and C, registered plan E-09;
- (n) part of,
- (i) lots 34 to 38, both inclusive,
  - (ii) lots 41 to 49, both inclusive, and
  - (iii) Indian Grove Avenue,
- registered plan B-17;
- (o) part of lands dedicated as public highway adjacent to the Queen Elizabeth Way,
- registered plan 352; and
- (p) part of,
- (i) Block A, and

- (ii) lots 44 to 54, both inclusive,
- registered plan B-20,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1857-194 registered in the registry office for the registry division of the County of Peel as number 131850 for the Township of Toronto.

8.48 miles, more or less.

O. Reg. 335/60, Sched. 4.

#### Schedule 5

##### INTERCHANGE AT DIXIE ROAD

In the Township of Toronto in the County of Peel being,

- (a) part of Lot 6, Concession 1, south of Dundas Street;
- (b) part of Lot 6, Concession 2, south of Dundas Street; and
- (c) part of Block A, registered plan 305,

and being those portions of the King's Highway shown coloured red on Department of Highways plan numbered P-1857-160, filed in the office of the Registrar of Regulations at Toronto as No. 256. O. Reg. 335/60, Sched. 5.

#### Schedule 6

##### INTERCHANGE AT HIGHWAY NO. 10

In the Township of Toronto in the County of Peel being,

- (a) part of Lot 1, Range 2, Credit Indian Reserve;
- (b) part of Lot 1, Range 3, Credit Indian Reserve;
- (c) part of Lot 15, Concession 1, south of Dundas Street; and
- (d) part of Hurontario Street,

and being those portions of the King's Highway shown coloured red on Department of Highways plan numbered P-1857-193 registered in the registry office for the registry division of the County of Peel as No. 131330 for the Township of Toronto. O. Reg. 335/60, Sched. 6.

#### Schedule 7

##### INTERCHANGE AT MISSISSAUGA ROAD

In the Township of Toronto in the County of Peel being,

- (a) part of Lot 8, Range 2, Credit Indian Reserve;
- (b) part of Lot 16 on the east side of Mississauga Crescent, registered plan 432;
- (c) part of the lands dedicated as public highway adjacent to Mississauga Road as shown on registered plan 345;
- (d) part of Mississauga Road; and
- (e) part of Lot A, registered plan E-09,

and being those portions of the King's Highway shown coloured red on Department of Highways plan numbered P-1857-192 registered in the registry office

for the registry division of the County of Peel as No. 131329 for the Township of Toronto. O. Reg. 335/60, Sched. 7.

### Schedule 8

#### INTERCHANGE AT SHOOK'S HILL ROAD

In the Township of Toronto in the County of Peel being,

- (a) part of lots 29, 30 and 31, Concession 1, south of Dundas Street;
- (b) part of lots 30 and 31, Concession 2, south of Dundas Street;
- (c) part of the road allowance between,
  - (i) lots 30 and 31, Concession 1, south of Dundas Street, and
  - (ii) lots 30 and 31, Concession 2, south of Dundas Street; and
- (d) part of the lands dedicated as public highway adjacent to the Queen Elizabeth Way as shown on registered plan 531,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-1857-191 registered in the registry office for the registry division of the County of Peel as No. 131331 for the Township of Toronto. O. Reg. 335/60, Sched. 8.

### Schedule 9

In the Township of Trafalgar and in the Town of Oakville in the County of Halton being,

- (a) part of lots 1, 2 and 3, Concession 1, south of Dundas Street;
- (b) part of lots 1 to 35, both inclusive, Concession 2, south of Dundas Street;
- (c) part of lots 10 to 35, both inclusive, Concession 3, south of Dundas Street;
- (d) part of the road allowance between,
  - (i) the townships of Trafalgar and Toronto,
  - (ii) concessions 1 and 2, south of Dundas Street,
  - (iii) lots 5 and 6, Concession 2, south of Dundas Street,
  - (iv) concessions 2 and 3, south of Dundas Street, and
  - (v) the townships of Trafalgar and the Town of Burlington; and
- (e) part of the road allowance between lots,
  - (i) 10 and 11,
  - (ii) 15 and 16,
  - (iii) 20 and 21,
  - (iv) 25 and 26, and
  - (v) 30 and 31,

in each of concessions 2 and 3, south of Dundas Street,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1939-143 filed in the office of the Registrar of Regulations at Toronto as No. 307.

9.55 miles, more or less.

O. Reg. 335/60, Sched. 9.

### Schedule 10

#### INTERCHANGE AT UPPER MIDDLE ROAD

In the Township of Trafalgar in the County of Halton being part of lots 4 and 5, Concession 2, south of Dundas Street and being those portions of the King's Highway shown coloured red on Department of Highways plan P-1939-136 registered in the registry office for the registry division of the County of Halton as No. 1077 for the Township of Trafalgar. O. Reg. 335/60, Sched. 10.

### Schedule 11

#### INTERCHANGE AT HIGHWAY NO. 122

In the Township of Trafalgar in the County of Halton being,

- (a) part of lots 7, 8, 9 and 10, Concession 2, south of Dundas Street;
- (b) part of lots 7, 8, 9 and 10, Concession 3, south of Dundas Street; and
- (c) part of the road allowance between concessions 2 and 3, south of Dundas Street (Middle Road),

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-1939-140 registered in the registry office for the registry division of the County of Halton as No. 1062 for the Township of Trafalgar. O. Reg. 335/60, Sched. 11.

### Schedule 12

#### INTERCHANGE AT OAKVILLE SIDE ROAD

In the Township of Trafalgar and in the Town of Oakville in the County of Halton being,

- (a) part of lots 12 and 13, Concession 2, south of Dundas Street; and
- (b) part of lots 12 and 13, Concession 3, south of Dundas Street,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-1939-139 registered in the registry office for the registry division of the County of Halton as No. 1064 for the Township of Trafalgar. O. Reg. 335/60, Sched. 12.

### Schedule 13

#### INTERCHANGE AT KERR STREET

In the Township of Trafalgar and in the Town of Oakville in the County of Halton being,

- (a) part of Lot 16, Concession 3, south of Dundas Street;
- (b) part of lots 16 and 17, Concession 2, south of Dundas Street; and
- (c) part of Block A, registered plan 949,

and being those portions of the King's Highway shown coloured red on Department of Highways plan

P-1939-137 registered in the registry office for the registry division of the County of Halton as No. 1076 for the Township of Trafalgar and the Town of Oakville. O. Reg. 335/60, Sched. 13.

#### Schedule 14

##### INTERCHANGE AT BRONTE ROAD

In the Township of Trafalgar in the County of Halton being,

- (a) part of lots 29, 30 and 31, Concession 2, south of Dundas Street;
- (b) part of Lot 32, Concession 2, south of Dundas Street;
- (c) part of Lot 32, Concession 3, south of Dundas Street;
- (d) part of lots 30 and 31, Concession 3, south of Dundas Street; and
- (e) part of the road allowance between,
  - (i) lots 30 and 31, Concession 2, south of Dundas Street, and
  - (ii) lots 30 and 31, Concession 3, south of Dundas Street,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-1939-138 registered in the registry office for the registry division of the County of Halton as No. 1066 for the Township of Trafalgar. O. Reg. 335/60, Sched. 14.

#### Schedule 15

1. In the Town of Burlington formerly in the Township of Nelson in the County of Halton being,

- (a) part of Lot 17, registered plan 99, Brant's Block,
- (b) part of lots 7 to 18, both inclusive, Concession 2, south of Dundas Street;
- (c) part of lots 7 to 18, both inclusive, Concession 3, south of Dundas Street;
- (d) part of Plains Road, registered plan 99, Brant's Block;
- (e) part of the road allowance between Concession 2, south of Dundas Street, and Concession 3, south of Dundas Street;
- (f) part of the road allowance between lots 15 and 16, Concession 2, south of Dundas Street;
- (g) part of the road allowance between lots 15 and 16, Concession 3, south of Dundas Street;
- (h) part of the road allowance between lots 10 and 11, Concession 2, south of Dundas Street; and
- (i) part of the road allowance between lots 10 and 11, Concession 3, south of Dundas Street,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2070-38, filed in the office of the Registrar of Regulations at Toronto as No. 39.

2. In the Town of Burlington formerly in the Township of Nelson in the County of Halton being,

- (a) part of lots 5 and 6, Concession 2, south of Dundas Street;

- (b) part of lots 5 to 7, both inclusive, Concession 3, south of Dundas Street;
- (c) part of the road allowance between lots 5 and 6, Concession 2, south of Dundas Street;
- (d) part of the road allowance between lots 5 and 6, Concession 3, south of Dundas Street; and
- (e) part of the road allowance between concessions 2 and 3, south of Dundas Street,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2070-38, filed in the office of the Registrar of Regulations at Toronto as No. 39.

3. In the Town of Burlington formerly in the Township of Nelson in the County of Halton being,

- (a) part of lots 1 to 4, both inclusive, Concession 2, south of Dundas Street;
- (b) part of lots 1 to 5, both inclusive, Concession 3, south of Dundas Street;
- (c) part of the road allowance between concessions 2 and 3, south of Dundas Street; and
- (d) part of the road allowance between the townships of Nelson and Trafalgar,

and being that portion of the King's Highway coloured red on Department of Highways plan P-2070-38, filed in the office of the Registrar of Regulations at Toronto as No. 39. O. Reg. 335/60, Sched. 15.

#### Schedule 16

##### BURLINGTON INTERCHANGE

In the Town of Burlington in the County of Halton being,

- (a) part of lots 13, 14, 41, 42, 43 and 44; and
- (b) part of Plains Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2070-103, filed in the office of the Registrar of Regulations at Toronto as No. 253. O. Reg. 335/60, Sched. 16.

#### Schedule 17

In the Town of Burlington formerly in the Township of Nelson in the County of Halton being,

- (a) part of lots 23, 24, 27, 30, 40 and 41, as shown on registered plan 99, Brant's Block; and
- (b) part of the Cemetery Road to Hamilton between lots 27 and 30, registered plan 99, Brant's Block,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2070-38, filed in the office of the Registrar of Regulations at Toronto as No. 39. O. Reg. 335/60, Sched. 17.

#### Schedule 18

##### INTERCHANGE AT HIGHWAY NO. 25

In that part of the Town of Burlington in the County of Halton, formerly in the Township of Nelson, being,

- (a) part of lots 15 and 16, Concession 2, south of Dundas Street;



- (b) part of lots 15 and 16, Concession 3, south of Dundas Street;
- (c) all of lots 1 and 2, registered plan 321;
- (d) part of lots 3, 4, 5 and 6, registered plan 321; and
- (e) part of the road allowance between,
  - (i) lots 15 and 16, Concession 2, south of Dundas Street, and
  - (ii) lots 15 and 16, Concession 3, south of Dundas Street,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2070-128 registered in the registry office for the registry division of the County of Halton as No. 1080 for the Town of Burlington. O. Reg. 335/60, Sched. 18.

#### Schedule 19

In the City of Hamilton in the County of Wentworth being,

- (a) part of,
  - (i) Lot 5,
  - (ii) Lot 5A,
  - (iii) Lot 6,
  - (iv) Lot 18,
  - (v) Lot 19,
  - (vi) Lot 20,
  - (vii) Lot 28,
  - (viii) Lot 29,
  - (ix) Lot 30,
  - (x) the strip of land between lots 29 and 30, and
  - (xi) right of way B, Morris Avenue,
 registered plan 237;
- (b) part of,
  - (i) parcel A, Block 1, and
  - (ii) Block 2,
 registered plan 47;
- (c) part of,
  - (i) Lot 9,
  - (ii) Lot 10, and
  - (iii) Block A,
 Brant's Block, registered plan 97;
- (d) part of Lot 50, registered plan 236; and
- (e) part of lots 22, 23, and 24, Brant's Block, registered plan 99,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2070-64 filed in the office of the Registrar of Regulations at Toronto as No. 207.

0.73 mile, more or less.

O. Reg. 335/60, Sched. 19.

#### Schedule 20

In the City of Hamilton in the County of Wentworth being,

- (a) part of Burlington Beach;
- (b) part of the lands under the waters of Burlington Bay;
- (c) part of the land under the waters of Burlington Canal;
- (d) part of lots 5, 5A and 6, registered plan 237;
- (e) part of Willow Avenue, registered plan 237;
- (f) part of lots 18, 23 and 24, registered plan 452;
- (g) part of Morris Park, registered plan 452;
- (h) all of lots 8, 9, 26 and 27, registered plan 632;
- (i) part of lots 7, 10, 24, 25, 28 and 29, registered plan 632;
- (j) part of Lot 8, registered plan 383;
- (k) all of boathouse lots 1 to 8, both inclusive, registered plan 383;
- (l) part of Cottage Grove shown on registered plan 383;
- (m) all of lots 1, 2 and 39, registered plan 376;
- (n) part of lots 3, 24, 25 and 38, registered plan 376;
- (o) part of a lane north of and adjoining lots 38 and 39, registered plan 376;
- (p) part of a lane south of and adjoining lots 1, 2 and 3, registered plan 376;
- (q) part of lots 8 to 14, both inclusive, registered plan 650;
- (r) part of a lane south of and adjoining Lot 8, registered plan 650;
- (s) all of lots 15 to 18, both inclusive, registered plan 418;
- (t) part of lots 14 and 19, registered plan 418;
- (u) all of Lot 125, registered plan 487;
- (v) part of lots 33, 34, 50, 51, 52, 53, 73, 74, 75, 76, 98, 99, 100, 101 and 124, registered plan 487;
- (w) part of lots 9 to 12, both inclusive, registered plan 552;
- (x) part of lots 9, 10, 12, 13, 14 and 15, registered plan 364;
- (y) all of lots,
  - (i) 10 to 12, both inclusive, and
  - (ii) 18 to 20, both inclusive,
 shown on registered plan 660;
- (z) part of lots 9 and 17, registered plan 660;
- (aa) part of lots 1 to 11, both inclusive, registered plan 440;
- (ab) part of the lane south of and adjoining Lot 9, registered plan 440; and



(ac) part of,

- (i) Dunraven Avenue,
- (ii) Sixth Avenue,
- (iii) North Park Avenue,
- (iv) South Park Avenue,
- (v) Wickham Avenue,
- (vi) Kenmore Boulevard,
- (vii) Waverley Avenue,
- (viii) Bellevue Avenue,
- (ix) Clare Avenue,
- (x) Brighton Avenue,
- (xi) Bayside Avenue,
- (xii) Wark Avenue,
- (xiii) Fairview Avenue,
- (xiv) Windermere Cut-Off, and
- (xv) Lottridge's Creek,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2113-121 filed in the office of the Registrar of Regulations at Toronto as No. 208.

3.28 miles, more or less.

O. Reg. 335/60, Sched. 20.

#### Schedule 21

1. In the Township of Saltfleet in the County of Wentworth being,

(a) part of,

- (i) lots 1 to 3, both inclusive,
- (ii) lots 6, 8 and 9, and
- (iii) lots 19 to 24, both inclusive,

in Concession 1;

(b) part of,

- (i) lots 6 to 12, both inclusive,
- (ii) lots 14 and 15,
- (iii) lots 17 to 20, both inclusive, and
- (iv) lots 23 and 24,

in the Broken Front Concession;

(c) part of the road allowance between the Township of Saltfleet and the Township of North Grimsby in the County of Lincoln;

(d) part of the road allowance in Concession 1 between,

- (i) lots 2 and 3,
- (ii) lots 4 and 5,
- (iii) lots 8 and 9,
- (iv) lots 20 and 21,

(v) lots 22 and 23, and

(vi) lots 24 and 25;

(e) part of the road allowance in the Broken Front Concession between,

- (i) lots 6 and 7,
- (ii) lots 8 and 9,
- (iii) lots 10 and 11,
- (iv) lots 12 and 13,
- (v) lots 14 and 15,
- (vi) lots 16 and 17,
- (vii) lots 18 and 19, and
- (viii) lots 24 and 25;

(f) part of,

- (i) lots 17 to 20, both inclusive, and
- (ii) lots 67 and 68,

registered plan 310;

(g) part of,

- (i) East Street, and
- (ii) Ontario Street,

registered plan 310;

(h) part of,

- (i) lots 3 and 5, Block 1,
- (ii) lots 2 and 3, Block 2, and
- (iii) Block 4,

registered plan 243;

(i) all of Lot 4, Block 1, registered plan 243;

(j) part of Private Avenue, registered plan 243;

(k) all of Lot 29, registered plan 675;

(l) part of,

- (i) Lot 28, and
- (ii) lots 30 to 39, both inclusive,

registered plan 675;

(m) part of lots 1 and 7, registered plan 428;

(n) all of,

- (i) lots 2, 3, 29, 30, 33, 34, 60 and 61,
- (ii) lots 63 to 65, both inclusive, and
- (iii) lots 93 to 98, both inclusive,

registered plan 677;

(o) part of lots 1, 4, 28, 31, 32, 35, 59, 62, 66, 92 and 99, registered plan 677;

(p) part of Grandview Avenue, Homeland Avenue and Sunnyside Avenue, registered plan 677;

(q) part of lots 10, 80 and 90, registered plan 647A;

(r) part of,

(i) Burlington Street,

(ii) Lake Avenue, and

(iii) Pinelands Avenue,

registered plan 647A;

(s) part of the road allowance between Concession 1 and the Broken Front Concession,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2113-63 filed in the office of the Registrar of Regulations at Toronto as No. 38.

2. In the Township of Saltfleet in the County of Wentworth being,

(a) part of lots 25 to 27, both inclusive, Concession 1;

(b) part of lots 25 to 28, both inclusive, Broken Front Concession;

(c) part of the road allowance between lots 26 and 27, Concession 1;

(d) part of the road allowance in the Broken Front Concession between,

(i) lots 26 and 27, and

(ii) lots 28 and 29;

(e) part of the road allowance between Concession 1 and the Broken Front Concession,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2113-63 filed in the office of the Registrar of Regulations at Toronto as No. 38.

3. In the Township of Saltfleet and the City of Hamilton in the County of Wentworth being,

(a) part of lots 29 and 30, in the Broken Front Concession, now in the City of Hamilton;

(b) part of Burlington Beach in the front of lots 30 and 31, Broken Front Concession, now in the City of Hamilton; and

(c) part of Burlington Beach in the front of Lot 31 Broken Front Concession in the Township of Saltfleet,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2113-63 filed in the office of the Registrar of Regulations at Toronto as No. 38.

8.36 miles, more or less.

O. Reg. 335/60, Sched. 21.

## Schedule 22

### OLD BEACH ROAD INTERCHANGE

In that part of the City of Hamilton in the County of Wentworth, formerly in the Township of Saltfleet, being,

(a) part of lots 29 and 30, Broken Front Concession; and

(b) part of Burlington Beach in front of lots 29, 30 and 31, Broken Front Concession,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2113-191 registered in the registry office for the registry division of the County of Wentworth as No. 897, Miscellaneous for the City of Hamilton. O. Reg. 335/60, Sched. 22.

## Schedule 23

### INTERCHANGE AT FRUITLAND SIDE ROAD

In the Township of Saltfleet in the County of Wentworth being,

(a) part of Lot 15, Broken Front Concession;

(b) part of Lot 15, Concession 1;

(c) part of lots 19 and 20, registered plan 673; and

(d) part of the road allowance between lots 14 and 15,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2113-194 registered in the registry office for the registry division of the County of Wentworth as No. 921, Miscellaneous. O. Reg. 335/60, Sched. 23.

## Schedule 24

In the Township of North Grimsby and in the Town of Grimsby in the County of Lincoln being,

(a) part of Lot A, East Gore;

(b) part of lots 1 to 7, both inclusive, Concession 1;

(c) part of lots 11 to 23, both inclusive, Concession 1;

(d) part of the road allowance between,

(i) lots 2 and 3 (Grimsby Beach Road),

(ii) lots 4 and 5 (Bakers Road),

(iii) lots 6 and 7 (Nelles Road),

(iv) lots 8 and 9 (Robinson Street),

(v) lots 10 and 11 (Murray Street),

(vi) lots 12 and 13 (Kerman Avenue),

(vii) lots 14 and 15 (Roberts Avenue and Bidgar Road),

(viii) lots 16 and 17 (Ofield Road),

(ix) lots 18 and 19 (Hunter Road),

(x) lots 20 and 21 (Oakes Road), and

(xi) lots 22 and 23 (Kelson Avenue),

Concession 1;

(e) part of the road allowance between the townships of North Grimsby and Saltfleet;

(f) all of lots 602 to 620, both inclusive, registered plan 144;

(g) part of,

(i) Sixth Street,

(ii) Twelfth Street, and

(iii) Wychwood Avenue,

registered plan 144;

(h) all of,

- (i) Lot 3, on the east side of Abraham Street,
- (ii) Lot 3, on the west side of Abraham Street,
- (iii) Lot 3, on the east side of Maple Avenue,
- (iv) Lot 3, on the west side of Maple Avenue, and
- (v) Lot 3, on the east side of Robinson Street,

registered plan 69;

(i) part of,

- (i) lots 2 and 4, on the east side of Abraham Street,
- (ii) lots 2 and 4, on the west side of Abraham Street,
- (iii) lots 2 and 4, on the east side of Maple Avenue,
- (iv) lots 2 and 4, on the west side of Maple Avenue,
- (v) lots 2 and 4, on the east side of Robinson Street,
- (vi) Abraham Street, and
- (vii) Maple Avenue,

registered plan 69;

(j) all of lots 5 and 6, registered plan 27;

(k) part of lots 3, 4, 7 and 8, registered plan 27;

(l) all of lots 16 to 19, both inclusive, registered plan 125;

(m) part of,

- (i) Lot 22, and
- (ii) Christie Street,

registered plan 125;

(n) all of,

- (i) lots 4 to 7, both inclusive, and
- (ii) lots 48 to 50, both inclusive,

registered plan 122;

(o) part of,

- (i) Lot 51, and
- (ii) Steward Street,

registered plan 122;

(p) all of,

- (i) lots 456 to 459, both inclusive, and
- (ii) lots 464 to 466, both inclusive,

corporation plan 4; and

(q) part of,

- (i) lots 405, 409, 426, 427, 455, 460, 463, 467 and 470,

(ii) Ontario Street,

(iii) Elizabeth Street, and

(iv) Patton Street,

corporation plan 4,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2114-80 registered in the registry office for the registry division of the County of Lincoln as No. 413 for the County of Lincoln.

6.04 miles, more or less.

O. Reg. 335/60, Sched. 24.

### Schedule 25

In the Township of Clinton in the County of Lincoln being,

(a) part of lots,

(i) 1 to 13, both inclusive,

(ii) 15 to 20, both inclusive, and

(iii) 22 and 23,

in Concession 1;

(b) part of lots 19 to 23, both inclusive, Broken Front Concession;

(c) part of lots 9 and 10, registered plan 157;

(d) part of the road allowance in Concession 1, between lots,

(i) 2 and 3,

(ii) 4 and 5,

(iii) 6 and 7,

(iv) 8 and 9,

(v) 10 and 11,

(vi) 12 and 13,

(vii) 14 and 15,

(viii) 16 and 17,

(ix) 18 and 19,

(x) 20 and 21, and

(xi) 22 and 23;

(e) part of the road allowance between Concession 1 and the Broken Front Concession; and

(f) part of the road allowance in the Broken Front Concession between lots,

(i) 18 and 19,

(ii) 20 and 21, and

(iii) 22 and 23,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2115-40 filed in the office of the Registrar of Regulations at Toronto as No. 36.

5.98 miles, more or less.

C.R.O. 1950, Reg. 134, Sched. 7.

**Schedule 26**

1. In the Township of Louth in the County of Lincoln being,

- (a) part of lots 1 to 17, both inclusive, Concession 1;
- (b) part of lots 16 to 23, both inclusive, Broken Front Concession;
- (c) part of,
  - (i) lots 3 to 11, both inclusive,
  - (ii) lots 29 to 46, both inclusive,
  - (iii) Lot 50,
  - (iv) lots 53 to 56, both inclusive,
  - (v) Lot 58, and
  - (vi) unnamed streets,

registered plan 155;

(d) all of lots 47, 49, 51 and 57, registered plan 155;

(e) part of the road allowance between,

- (i) lots 2 and 3,
- (ii) lots 4 and 5,
- (iii) lots 6 and 7,
- (iv) lots 8 and 9,
- (v) lots 10 and 11,
- (vi) lots 12 and 13,
- (vii) lots 14 and 15, and
- (viii) lots 16 and 17,

Concession 1;

(f) part of the road allowance between,

- (i) lots 16 and 17,
- (ii) lots 18 and 19,
- (iii) lots 20 and 21, and
- (iv) lots 22 and 23,

Broken Front Concession;

(g) part of road allowance between Concession 1 and Broken Front Concession;

(h) part of the road allowance between the townships of,

- (i) Louth and Grantham, and
- (ii) Louth and Clinton; and

(i) part of the land under the waters of,

- (i) Fifteen Mile Creek Pond,
- (ii) Sixteen Mile Creek Pond,
- (iii) Eighteen Mile Creek,
- (iv) Twenty Mile Creek Pond, and
- (v) Jordan Harbour,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2116-57 registered in the registry office for the registry division of the County of Lincoln as No. 358 for the County of Lincoln.

2. In the City of St. Catharines, formerly in the Township of Grantham, in the County of Lincoln being,

- (a) part of Lot 23, Concession 3; and
- (b) part of the road allowance between the townships of Grantham and Louth,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2116-57 in the registry office for the registry division of the County of Lincoln as No. 358 for the County of Lincoln.

6.10 miles, more or less.

O. Reg. 261/58, s. 1.

**Schedule 27**

1. In the City of St. Catharines, formerly in the Township of Grantham, in the County of Lincoln being,

(a) part of,

- (i) Fitzgerald Street,
- (ii) Dunlop Street, and
- (iii) Geneva Street;

(b) all of lots,

- (i) 123 to 125, both inclusive, and
- (ii) 137 to 139, both inclusive,

shown on registered plan 139;

(c) part of lots,

- (i) 122,
- (ii) 126 to 135, both inclusive, and
- (iii) 140 to 147, both inclusive,

shown on registered plan 139;

(d) part of Lot 16, Concession 5;

(e) part of Lot 281, registered plan 112;

(f) part of lots 17 to 20, both inclusive, Concession 4;

(g) part of lots 20 to 23, both inclusive, Concession 3;

(h) part of the road allowance between concessions 4 and 5, commonly known as Carlton Street;

(i) part of the road allowance between lots 16 and 17, commonly known as Geneva Street; and

(j) part of the road allowance,

- (i) between lots 18 and 19, Concession 4,
- (ii) between Lot 20, Concession 3, and Lot 20, Concession 4,
- (iii) between lots 20 and 21, Concession 3,

(iv) between lots 22 and 23, Concession 3,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2141-69 filed in the office of the Registrar of Regulations at Toronto as No. 34.

2. In the City of St. Catharines in the County of Lincoln being,

- (a) part of Lot 14, Concession 5 (Township of Grantham);
- (b) part of St. George Street;
- (c) part of Delaware Street;
- (d) part of Currie Street;
- (e) part of lots 5 to 10, both inclusive, registered plan 46;
- (f) part of Vine Street;
- (g) part of Facer Street;
- (h) part of Niagara Street;
- (i) part of Bertram Street;
- (j) part of lots 11 to 14, both inclusive, Range 1, registered plan 17;
- (k) part of lots 9 and 10, Range 2, registered plan 17;
- (l) part of unnumbered Lot, registered plan 17;
- (m) part of Rolls Avenue;
- (n) part of Walnut Street; and
- (o) part of lots 13 to 18, both inclusive, registered plan 44,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2141-69 filed in the office of the Registrar of Regulations at Toronto as No. 34.

3. In the City of St. Catharines, formerly in the Township of Grantham, in the County of Lincoln being,

- (a) part of lots 8, 9 and 10, Concession ;
- (b) part of lots 10 and 11, Concession 6;
- (c) part of the road allowance between lots 8 and 9, Concession 7;
- (d) part of the road allowance between,
  - (i) Lot 10, Concession 6, and Lot 10, Concession 7, and
  - (ii) lots 10 and 11, Concession 6;
- (e) part of lots,
  - (i) 137,
  - (ii) 190 to 194, both inclusive,
  - (iii) 198 to 205, both inclusive,
  - (iv) 235 and 236,
  - (v) 238 to 242, both inclusive,
  - (vi) 269 to 272, both inclusive,
  - (vii) 274 to 278, both inclusive,

(viii) 290 to 293, both inclusive,

(ix) 295 to 299, both inclusive,

(x) 346 to 351, both inclusive,

(xi) 447 and 448, and

(xii) 451 and 452,

shown on registered plan 91;

(f) all of lots 237, 273, 294, 449 and 450, shown on registered plan 91;

(g) part of,

(i) Van Kuren Street,

(ii) Jarvis Street,

(iii) Hawthorn Boulevard,

(iv) Woodlawn Avenue, and

(v) Thornton Avenue,

shown on registered plan 91;

(h) part of Grantham Avenue;

(i) part of the Queen Elizabeth Way, corporation plan 2;

(j) part of lots 37 and 38, registered plan 97;

(k) part of Welland Avenue;

(l) part of lots,

(i) 33, 34 and 37,

(ii) 39 to 41, both inclusive, and

(iii) 43, 44, 115 and 117,

shown on registered plan 103;

(m) all of lots 35, 36, 42 and 116, registered plan 103; and

(n) part of Sherbourne Street, registered plan 103,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2141-69 filed in the office of the Registrar of Regulations at Toronto as No. 34.

4. In the Township of Niagara, formerly in the Township of Grantham, in the County of Lincoln being,

(a) part of lots 5 and 6, Concession 8;

(b) part of lots 6 and 7, Concession 7;

(c) part of the road allowance between lots 4 and 5, Concession 8;

(d) part of the road allowance between Lot 6, Concession 7, and Lot 6, Concession 8; and

(e) part of the road allowance between lots 6 and 7, Concession 7,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2141-69 filed in the office of the Registrar of Regulations at Toronto as No. 34.

5. In the Township of Niagara, formerly in the Township of Grantham, in the County of Lincoln being,

(a) part of the road allowance between the townships of Niagara and Grantham;



- (b) part of Lot 1, Concession 10;
- (c) part of lots 1, 2, 3 and 4, Concession 9;
- (d) part of Lot 4, Concession 8; and
- (e) part of the road allowances between,
  - (i) Lot 1, Concession 9, and Lot 1, Concession 10,
  - (ii) lots 2 and 3, Concession 9, and
  - (iii) Lot 4, Concession 8, and Lot 4, Concession 9,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2141-69 filed in the office of the Registrar of Regulations at Toronto as No. 34.

5.92 miles, more or less.

C.R.O. 1950, Reg. 134, Sched. 5.

#### Schedule 28

In the Township of Niagara and the City of St. Catharines, formerly in the Township of Grantham, in the County of Lincoln being,

- (a) part of lots 10 and 11, Concession 6;
- (b) part of lots 6, 7, 8 and 9, Concession 7;
- (c) part of lots 4, 5 and 6, Concession 8;
- (d) part of lots 3 and 4, Concession 9;
- (e) part of Lot 8, registered plan 39; and
- (f) part of the road allowance between,
  - (i) lots 10 and 11, Concession 6 (Ashland Avenue),
  - (ii) concessions 6 and 7 (Eastchester Avenue),
  - (iii) lots 6 and 7, Concession 7,
  - (iv) lots 8 and 9, Concession 7,
  - (v) concessions 7 and 8,
  - (vi) lots 4 and 5, Concession 8, and
  - (vii) concessions 8 and 9,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2141-105 registered in the registry office for the registry division of the County of Lincoln as No. 392 for the County of Lincoln.

2.27 miles, more or less.

O. Reg. 241/60, s. 1.

#### Schedule 29

##### INTERCHANGE AT ONTARIO STREET

In the City of St. Catharines, formerly in the Township of Grantham, in the County of Lincoln being,

- (a) part of Lot 22, Concession 3;
- (b) part of Ontario Street; and

- (c) part of,
    - (i) Gladman Avenue, and
    - (ii) Henley Drive,
- registered plan 174,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2141-96 registered in the Registry Office for the registry division of the County of Lincoln as No. 355 for the County of Lincoln. O. Reg. 261/58, s. 1 (6).

#### Schedule 30

##### INTERCHANGE AT LAKE STREET

In the City of St. Catharines, formerly in the Township of Grantham, in the County of Lincoln being,

- (a) part of lots 18 and 19, Concession 4;
- (b) part of the road allowance between lots 18 and 19, Concession 4;
- (c) all of lots 23 and 24, registered plan 298; and
- (d) part of Magnolia Drive, registered plan 298,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2141-95 registered in the registry office for the registry division of the County of Lincoln as No. 357 for the County of Lincoln. O. Reg. 261/58, s. 1 (5).

#### Schedule 31

In the Township of Niagara in the County of Lincoln being,

- (a) part of lots 139, 182, 183 and 184;
- (b) part of the road allowance between,
  - (i) the townships of Niagara and Grantham,
  - (ii) lots 139 and 184, and
  - (iii) the townships of Niagara and Stamford; and
- (c) part of the Thorold Road to St. David's,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1683-16 filed in the office of the Registrar of Regulations at Toronto as No. 33.

1 mile, more or less.

C.R.O. 1950, Reg. 134, Sched. 4.

#### Schedule 32

In the Township of Stamford in the County of Welland being,

- (a) part of,
  - (i) lots 12 and 13,
  - (ii) lots 16 and 17,
  - (iii) lots 48 and 49,
  - (iv) lots 52 and 53,
  - (v) Vine Avenue, and
  - (vi) Garden Avenue,

registered plan 47;

(b) part of Block F, registered plan 876;

(c) part of,

(i) lots 7, 8 and Gore Lot 9,

(ii) Lot 14,

(iii) Lot 27,

(iv) Lot 34,

(v) lots 45 and 46,

(vi) Lot 54,

(vii) Lot 62,

(viii) Lot 71,

(ix) Lot 79,

(x) Lot 88, or John Mitchell Lot, registered plan 876,

(xi) Lot 97,

(xii) Lot 115,

(xiii) Lot 124,

(xiv) Lot 132,

(xv) Lot 141,

(xvi) Lot 148,

(xvii) Lot 157,

(xviii) Lot 162,

(xix) Lot 171,

(xx) Lot 178,

(xxi) lots 186 and 187,

(xxii) lots 197 and 198, and

(xxiii) lots 210 and 211;

(d) part of the road allowance between,

(i) lots 7 and 8,

(ii) Lot 8 and Gore Lot 9,

(iii) lots 14 and 27,

(iv) lots 45 and 46,

(v) lots 71 and 79 (Thorold Road),

(vi) lots 124 and 132,

(vii) lots 132 and 141 (Lundy's Lane),

(viii) lots 171 and 178 (McLeod Road),

(ix) lots 178 and 179 (Montrose Road),

(x) lots 186 and 187 (Montrose Road),

(xi) lots 197 and 198 (Montrose Road),

(xii) lots 198 and 210,

(xiii) lots 210 and 211 (Montrose Road), and

(xiv) the townships of Stamford and Niagara; and

(e) part of the land under the waters of the Welland River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1915-77 registered in the registry office for the registry division of the County of Welland as No. 8924A for the Township of Stamford.

7.22 miles, more or less.

O. Reg. 261/58, s. 1 (7).

### Schedule 33

In the Township of Willoughby in the County of Welland being,

(a) part of Lot 22, adjoining Cross Concession;

(b) part of lots 2, 19 and 20, First Cross Concession;

(c) part of lots 1 and 2, Concession 1;

(d) part of lots 2, 3, 4 and 5, Concession 2;

(e) part of lots 3, 4, 5, 6, 7 and 8, Concession 3;

(f) part of lots 7, 8, 9 and 10, Concession 4;

(g) part of lots 9, 10, 11 and 12, Concession 5;

(h) part of lots 12, 13, 14 and 15, Concession 6;

(i) part of lots 15 and 16, Concession 7;

(j) part of lots 9 and 10, Broken Front Concession on Chippawa Creek; and

(k) part of the road allowance between,

(i) the townships of Willoughby and Bertie,

(ii) Lot 1, Concession 1, and Lot 2, First Cross Concession,

(iii) concessions 1 and 2,

(iv) lots 2 and 3, Concession 2,

(v) lots 4 and 5, Concession 2,

(vi) concessions 2 and 3,

(vii) lots 4 and 5, Concession 3,

(viii) lots 6 and 7, Concession 3,

(ix) concessions 3 and 4,

(x) lots 8 and 9, Concession 4,

(xi) concessions 4 and 5,

(xii) lots 10 and 11, Concession 5,

(xiii) concessions 5 and 6,

(xiv) lots 12 and 13, Concession 6,

(xv) lots 14 and 15, Concession 6,

(xvi) concessions 6 and 7, and

(xvii) lots 9 and 10, Broken Front Concession, and Lot 16, Concession 7,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2470-34 registered in the registry office for the registry division of the County of Welland as No. 8923A for the Township of Willoughby.

6.79 miles, more or less.

O. Reg. 261/58, s. 1 (8).

**Schedule 34**

In the Township of Bertie in the County of Welland being,

(a) part of,

- (i) lots 751 to 763, both inclusive,
- (ii) lots 770 and 771,
- (iii) lots 773 and 774,
- (iv) Lot 776,
- (v) lots 847 to 861, both inclusive,
- (vi) lots 870 to 875, both inclusive,
- (vii) lots 880, 881 and 884,
- (viii) lots 887 to 898, both inclusive, and
- (ix) lots 1018 and 1019,

registered plan 117;

(b) all of,

- (i) lots 764 to 769, both inclusive,
- (ii) Lot 772,
- (iii) lots 862 to 869, both inclusive,
- (iv) lots 882 and 883, and
- (v) lots 885 and 886,

registered plan 117;

(c) part of,

- (i) Eighth Street,
- (ii) Ninth Street,
- (iii) Tenth Street,
- (iv) Fairview Avenue, and
- (v) Queen Street,

shown on registered plan 117;

(d) part of,

- (i) lots 15 and 16,
- (ii) Lot 26,
- (iii) lots 28, 29 and 30, and
- (iv) lots 35, 36, 37 and 38,

registered plan 130;

(e) all of Lot 27, registered plan 130;

(f) part of,

- (i) Depew Avenue,
- (ii) Eckert Avenue,
- (iii) Elizabeth Street, and
- (iv) York Street,

shown on registered plan 130;

(g) part of Lot 2, Concession 2, Niagara River;

(h) part of lots 2 and 3, Concession 3, Niagara River;

(i) part of lots 3 and 4, Concession 4, Niagara River;

(j) part of lots 4, 5, 6 and 7, Concession 5, Niagara River;

(k) part of lots 7, 8, 9, 10 and 11, Concession 6, Niagara River;

(l) part of lots 11, 12, 13 and 14, Concession 7, Niagara River;

(m) part of lots 13, 14, 15 and 16, Concession 8, Niagara River;

(n) part of Lot 16, Concession 9, Niagara River;

(o) part of the road allowance between,

(i) lots 2 and 3, Concession 3, Niagara River,

(ii) lots 4 and 5, Concession 5, Niagara River,

(iii) lots 6 and 7, Concession 5, Niagara River,

(iv) lots 8 and 9, Concession 6, Niagara River,

(v) lots 10 and 11, Concession 6, Niagara River,

(vi) lots 12 and 13, Concession 7, Niagara River, and

(vii) lots 14 and 15, Concession 8, Niagara River;

(p) part of the road allowance between,

(i) concessions 2 and 3,

(ii) concessions 3 and 4,

(iii) concessions 4 and 5,

(iv) concessions 5 and 6,

(v) concessions 6 and 7,

(vi) concessions 7 and 8, and

(vii) concessions 8 and 9,

Niagara River; and

(q) part of the road allowance between the townships of Bertie and Willoughby,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2511-47 registered in the registry office for the registry division of the County of Welland as No. 9184A for the Township of Bertie.

6.29 miles, more or less.

O. Reg. 261/58, s. 1 (9).

**Schedule 35**

In the Town of Fort Erie and the Township of Bertie, in the County of Welland being,

(a) all of lots,

(i) 556, 557 and 558, and

(ii) 664 to 691, both inclusive,

registered plan 29, Town of Fort Erie;

- (b) part of Lot 663, registered plan 29, Town of Fort Erie;
- (c) part of the lane,
  - (i) adjoining and west of Lot 667, and
  - (ii) adjoining and south of lots 672 to 692, both inclusive,
 registered plan 29, Town of Fort Erie;
- (d) the lane adjoining and west of Lot 672, registered plan 29, Town of Fort Erie;
- (e) part of lots 1 and 2, Concession 1, Niagara River, Township of Bertie, now in the Town of Fort Erie;
- (f) part of lots 256 to 262, both inclusive, registered plan 27, Town of Fort Erie;
- (g) all of lots,
  - (i) 1 to 14, both inclusive,
  - (ii) 32 to 63, both inclusive,
  - (iii) 69 to 80, both inclusive,
  - (iv) 92 to 99, both inclusive,
  - (v) 108 to 115, both inclusive,
  - (vi) 127 to 138, both inclusive,
  - (vii) 155 to 180, both inclusive,
  - (viii) 225 to 239, both inclusive, and
  - (xi) 241 to 255, both inclusive,
 registered plan 27, Town of Fort Erie;
- (h) all of blocks,
  - (i) B,
  - (ii) W,
  - (iii) X,
  - (iv) Y, and
  - (v) Z,
 registered plan 27, Town of Fort Erie;
- (i) part of Block A, registered plan 27, Town of Fort Erie;
- (j) part of,
  - (i) Oakes Drive,
  - (ii) Mather Street,

- (iii) Aberdeen Street,
- (iv) Douglas Street,
- (v) Central Avenue,
- (vi) North Street,
- (vii) Queen Street,
- (viii) Erie Street,
- (ix) Goderich Street, and
- (x) Main Street;
- (k) part of the lane adjoining and south of,
  - (i) Lot 111,
  - (ii) lots 134 to 138, both inclusive,
  - (iii) lots 155 to 165, both inclusive, and
  - (iv) lots 228, 229 and 230,
 shown on registered plan 27, Town of Fort Erie;
- (l) the lane adjoining and west of lots 108 to 115, both inclusive, registered plan 27, Town of Fort Erie; and
- (m) the lane adjoining and east of lots 92 to 99, both inclusive, registered plan 27, Town of Fort Erie,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2511-37 filed in the office of the Registrar of Regulations at Toronto as No. 69.

0.52 mile, more or less.

O. Reg. 48/53, s. 2 (1A).

### Schedule 36

#### BOWEN ROAD INTERCHANGE

In the Township of Bertie in the County of Welland, being,

- (a) part of lots 7 and 8, Concession 6, Niagara River;
- (b) part of lots 8 and 9, Concession 6, Niagara River; and
- (c) part of the road allowance between lots 8 and 9, Concession 6, Niagara River,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-2511-38 filed in the office of the Registrar of Regulations at Toronto as No. 95. O. Reg. 153/54, s. 3 (1B).

## Regulation 215

### under The Highway Improvement Act

#### DESIGNATIONS—TORONTO TO NORTH BAY

1. Those parts of the King's Highway described in the schedules hereto are designated as controlled-access highways. O. Reg. 337/60, s. 1.

#### TORONTO TO CROWN HILL

##### Schedule 1

In the Township of North York in the County of York being,

- (a) part of lots 11 to 25, both inclusive, Concession 5, west of Yonge Street; and
- (b) part of the road allowance between,
  - (i) lots 10 and 11, Concession 5, west of Yonge Street,
  - (ii) lots 15 and 16, Concession 5, west of Yonge Street,
  - (iii) lots 20 and 21, Concession 5, west of Yonge Street, and
  - (iv) the townships of North York and Vaughan,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2760-35 filed in the office of the Registrar of Regulations at Toronto as No. 301.

3.83 miles, more or less.

O. Reg. 337/60, Sched. 1.

##### Schedule 2

#### INTERCHANGE AT FINCH AVENUE

In the Township of North York in the County of York being,

- (a) part of lots 20 and 21, Concession 5, west of Yonge Street; and
- (b) part of the road allowance between lots 20 and 21, Concession 5, west of Yonge Street, commonly known as Finch Avenue,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2760-36 registered in the registry office for the registry division of the East and West Riding of the County of York as No. 5434 for the Township of North York.

O. Reg. 337/60, Sched. 2.

##### Schedule 3

In the Township of Vaughan in the County of York being,

- (a) part of lots 1 to 35, both inclusive, Concession 5; and
- (b) part of the road allowance between,

- (i) the townships of Vaughan and North York,
- (ii) lots 5 and 6, Concession 5,
- (iii) lots 10 and 11, Concession 5,
- (iv) lots 15 and 16, Concession 5,
- (v) lots 20 and 21, Concession 5,
- (vi) lots 25 and 26, Concession 5,
- (vii) lots 30 and 31, Concession 5, and
- (viii) the townships of Vaughan and King,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2758-70 filed in the office of the Registrar of Regulations at Toronto as No. 302.

9.06 miles, more or less.

O. Reg. 337/60, Sched. 3.

##### Schedule 4

#### INTERCHANGE AT HIGHWAY NO. 7

In the Township of Vaughan in the County of York being,

- (a) part of lots 5 and 6, Concession 5; and
- (b) part of the road allowance between lots 5 and 6, Concession 5,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2758-63 filed in the office of the Registrar of Regulations at Toronto as No. 149. O. Reg. 337/60, Sched. 4.

##### Schedule 5

#### INTERCHANGE AT MAPLE ROAD

In the Township of Vaughan in the County of York being,

- (a) part of lots 20 and 21, Concession 5; and
- (b) part of the road allowance between lots 20 and 21, Concession 5,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2758-64 filed in the office of the Registrar of Regulations at Toronto as No. 150. O. Reg. 337/60, Sched. 5.

##### Schedule 6

In the Township of King in the County of York being,

- (a) part of lots 1 to 35, both inclusive, Concession 5;
- (b) part of lots 8 and 9, Concession 1, new survey;



- (c) part of lots 8 and 9, Concession 2, new survey;
- (d) part of the lands under the waters of Schomberg River;
- (e) part of lots 19 and 20, registered plan 154; and
- (f) part of the road allowance between,
  - (i) lots 5 and 6, Concession 5,
  - (ii) lots 10 and 11, Concession 5,
  - (iii) lots 15 and 16, Concession 5,
  - (iv) lots 20 and 21, Concession 5,
  - (v) lots 25 and 26, Concession 5,
  - (vi) lots 30 and 31, Concession 5,
  - (vii) Concession 5 and Concession 1, new survey,
  - (viii) concessions 1 and 2, new survey, and
  - (ix) the townships of Vaughan and King,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2752-83 filed in the office of the Registrar of Regulations at Toronto as No. 303.

10.38 miles, more or less.

O. Reg. 337/60, Sched. 6.

#### Schedule 7

##### INTERCHANGE AT KING SIDE ROAD

In the Township of King in the County of York being,

- (a) part of lots 5 and 6, Concession 5; and
- (b) part of the road allowance between lots 5 and 6, Concession 5,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2752-57 filed in the office of the Registrar of Regulations at Toronto as No. 151. O. Reg. 337/60, Sched. 7.

#### Schedule 8

##### INTERCHANGE AT AURORA ROAD

In the Township of King in the County of York being,

- (a) part of lots 27 and 28, Concession 5; and
- (b) part of Lloydtown Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2752-56 filed in the office of the Registrar of Regulations at Toronto as No. 152. O. Reg. 337/60, Sched. 8.

#### Schedule 9

In the Township of West Gwillimbury in the County of Simcoe being,

- (a) part of Broken Lot 8, Concession 2;
- (b) part of Lot 7, Concession 3;
- (c) part of lots 6 and 7, in each of concessions 5, 6 and 7;

- (d) part of Lot 7 in each of concessions 4, 8, 9, 10, 11, 12, 13, 14 and 15;
- (e) part of the road allowance between concessions,
  - (i) 2 and 3,
  - (ii) 3 and 4,
  - (iii) 4 and 5,
  - (iv) 5 and 6,
  - (v) 6 and 7,
  - (vi) 7 and 8,
  - (vii) 8 and 9,
  - (viii) 9 and 10,
  - (ix) 10 and 11,
  - (x) 11 and 12,
  - (xi) 12 and 13,
  - (xii) 13 and 14, and
  - (xiii) 14 and 15; and

- (f) part of the road allowance between the townships of West Gwillimbury and Innisfil,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2759-70 filed in the office of the Registrar of Regulations at Toronto as No. 304.

10.97 miles, more or less.

O. Reg. 337/60, Sched. 9.

#### Schedule 10

##### INTERCHANGE AT HIGHWAY NO. 88

In the Township of West Gwillimbury in the County of Simcoe being,

- (a) part of Lot 6 in each of concessions 6 and 7;
- (b) part of Lot 7 in each of concessions 6 and 7; and
- (c) part of the road allowance between concessions 6 and 7,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2759-42 filed in the office of the Registrar of Regulations at Toronto as No. 154. O. Reg. 337/60, Sched. 11.

#### Schedule 11

##### INTERCHANGE AT COOKSTOWN ROAD

In the Township of West Gwillimbury in the County of Simcoe being,

- (a) part of lots 6 and 7, Concession 15; and
- (b) part of the road allowance between the townships of West Gwillimbury and Innisfil,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2759-41 filed in the office of the Registrar of Regulations at Toronto as No. 155. O. Reg. 337/60, Sched. 12.

**Schedule 12**

In the Township of Innisfil and in the City of Barrie in the County of Simcoe being,

- (a) part of lots 6 and 7, Concession 1;
- (b) part of lots 6 and 7, Concession 2;
- (c) part of lots 6 and 7, Concession 3;
- (d) part of lots 6 and 7, Concession 4;
- (e) part of lots 6 and 7, Concession 5;
- (f) part of Lot 6, Concession 6;
- (g) part of lots 6 and 7, Concession 7;
- (h) part of lots 6 and 7, Concession 8;
- (i) part of lots 6 and 7, Concession 9;
- (j) part of Lot 7, Concession 10;
- (k) part of Lot 7, Concession 11;
- (l) part of Lot 7, Concession 12;
- (m) part of lots 7 and 8, Concession 13;
- (n) part of lots 6 and 7, Concession 14;
- (o) part of,
  - (i) lots 1, 2, 3, 5 and 6,
  - (ii) Little Street, and
  - (iii) Bacon Street,
 registered plan 21;
- (p) part of park lots 2 to 5, both inclusive, registered plan 20; and
- (q) part of the road allowance between,
  - (i) the townships of Innisfil and West Gwillimbury,
  - (ii) concessions 1 and 2,
  - (iii) concession 2 and 3,
  - (iv) concessions 3 and 4,
  - (v) concessions 4 and 5,
  - (vi) concessions 5 and 6,
  - (vii) concession 6 and 7,
  - (viii) concessions 7 and 8,
  - (ix) concessions 8 and 9,
  - (x) concessions 9 and 10,
  - (xi) concessions 10 and 11,
  - (xii) concessions 11 and 12,
  - (xiii) concessions 12 and 13,
  - (xiv) concessions 13 and 14, and
  - (xv) the townships of Innisfil and Vespra,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2756-73 filed in the office of the Registrar of Regulations at Toronto as No. 305.

12.26 miles, more or less.

O. Reg. 337/60, Sched. 13.

**Schedule 13****INTERCHANGE AT COOKSTOWN ROAD**

In the Township of Innisfil in the County of Simcoe being part of lots 6 and 7, Concession 1, and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2756-46 filed in the office of the Registrar of Regulations at Toronto as No. 156. O. Reg. 337/60, Sched. 14.

**Schedule 14****INTERCHANGE AT THORNTON ROAD**

In the Township of Innisfil in the County of Simcoe being,

- (a) part of Lot 6 in each of concessions 7 and 8;
- (b) part of Lot 7 in each of concessions 7 and 8; and
- (c) part of the road allowance between concessions 7 and 8,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2756-47 filed in the office of the Registrar of Regulations at Toronto as No. 157. O. Reg. 337/60, Sched. 15.

**Schedule 15****INTERCHANGE AT HIGHWAY 27**

In the City of Barrie, formerly in the Township of Innisfil, in the County of Simcoe being,

- (a) part of lots 6 and 7, Concession 14;
- (b) part of lots 13 and 14, registered plan 460;
- (c) part of Gillespie Avenue shown on registered plan 460; and
- (d) part of Essa Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2756-49 filed in the office of the Registrar of Regulations at Toronto as No. 96. O. Reg. 337/60, Sched. 16.

**Schedule 16**

In the Township of Vespra and in the City of Barrie in the County of Simcoe being,

- (a) part of lots 23, 24 and 25, Concession 6;
- (b) part of Lot 23, Concession 5;
- (c) part of Lot 21, Concession 4;
- (d) part of lots 21 and 22, Concession 3;
- (e) part of lots,
  - (i) 4 to 10, both inclusive, and
  - (ii) Gore Lot 11,

Concession 1 west of Penetanguishene Road;

- (f) part of Lot 15, registered plan 15;
- (g) part of Park Lot 10, registered plan 160;
- (h) part of Lot 9, registered plan 17, City of Barrie;

- (i) all of lots 64, 65 and 66, registered plan 622;
- (j) part of lots 63, 67 and 68, registered plan 622;
- (k) part of park lots 1 and 2, registered plan 135;
- (l) part of park lots 5, 6, 7 and 8, registered plan 135;
- (m) part of park lots 1, 6, 7 and 8, registered plan 114;
- (n) part of Park Lot 1, registered plan 19;
- (o) part of park lots 15 to 20, both inclusive, registered plan 19;
- (p) part of Toronto Street;
- (q) part of Bayfield Street;
- (r) part of Rose Street;
- (s) part of Sunnidale Road;
- (t) part of lots 5 to 10, both inclusive, registered plan 302;
- (u) part of an unnumbered Lot, registered plan 302;
- (v) part of Henry Street;
- (w) part of Dunlop Street West;
- (x) part of Wellington Street; and
- (y) part of the road allowance between,

- (i) lots 25 and 26, Concession 6,
- (ii) the townships of Vespra and Innisfil, commonly known as Tiffin Street,
- (iii) concessions 5 and 6, commonly known as Anne Street,
- (iv) Concession 1, west of Penetanguishene Road, and Concession 3,
- (v) concessions 3 and 4,
- (vi) lots 5 and 6, Concession 1, west of Penetanguishene Road,
- (vii) Lot 10 and Gore Lot 11, Concession 1, west of Penetanguishene Road, and
- (viii) the townships of Vespra and Oro,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2847-94 filed in the office of the Registrar of Regulations at Toronto as No. 306.

6.02 miles, more or less.

O. Reg. 337/60, Sched. 17.

#### Schedule 17

##### INTERCHANGE AT HIGHWAY NO. 90

In that part of the Township of Vespra now in the City of Barrie in the County of Simcoe being,

- (a) part of Lot 24, Concession 6,
- (b) part of lots 9 to 13, both inclusive, south side of Elizabeth Street, registered plan 211; and
- (c) part of the streets named,
  - (i) Elizabeth, and

- (ii) Henry,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2847-36 filed in the office of the Registrar of Regulations at Toronto as No. 133. O. Reg. 337/60, Sched. 18.

#### Schedule 18

##### INTERCHANGE AT BAYFIELD STREET

In the City of Barrie, formerly in the Township of Vespra, in the County of Simcoe being,

- (a) part of Park Lot 1, registered plan 19;
- (b) part of park lots 1, 2, 6 and 7, registered plan 114;
- (c) part of park lots 5, 6, 7 and 8, registered plan 135;
- (d) part of the streets named,
  - (i) Rose, and
  - (ii) Toronto; and
- (e) part of the road allowance between concessions 4 and 5, commonly known as Bayfield Street,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2847-39 filed in the office of the Registrar of Regulations at Toronto as No. 134. O. Reg. 337/60, Sched. 19.

#### Schedule 19

##### INTERCHANGE AT CROWNHILL

In the Township of Vespra in the County of Simcoe being part of Gore Lot 11, Concession west of Penetanguishene Road, and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2847-37 filed in the office of the Registrar of Regulations at Toronto as No. 135. O. Reg. 337/60, Sched. 20.

##### CROWNHILL TO GRAVENHURST

#### Schedule 20

In the Township of Vespra in the County of Simcoe being,

- (a) part of lots 8 to 40, both inclusive, Concession 1, west of Penetanguishene Road; and
- (b) part of the road allowance between,
  - (i) lots 10 and 11,
  - (ii) lots 15 and 16,
  - (iii) lots 20 and 21,
  - (iv) lots 25 and 26,
  - (v) lots 30 and 31,
  - (vi) lots 35 and 36, and
  - (vii) the townships of Vespra and Flos,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2847-95 registered in the Registry Office for the registry division of the County of Simcoe as No. 123554 for the Township of Vespra.

8.01 miles, more or less.

O. Reg. 337/60, Sched. 21.

**Schedule 21**

In the Township of Flos in the County of Simcoe being,

- (a) part of lots 41 to 48, both inclusive, Concession 1, west of Penetanguishene Road; and
- (b) part of the road allowance between,
  - (i) lots 45 and 46, Concession 1, west of Penetanguishene Road,
  - (ii) the townships of Flos and Vespra, and
  - (iii) the townships of Flos and Medonte,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3353-1 registered in the Registry Office for the registry division of the County of Simcoe as No. 81350 for the County of Simcoe.

2.17 miles, more or less.

O. Reg. 337/60, Sched. 22.

**Schedule 22****INTERCHANGE AT HIGHWAY 93**

In the Township of Flos in the County of Simcoe being,

- (a) part of lots 47 and 48, Concession 1, west of Penetanguishene Road; and
- (b) part of the road allowance between the townships of Flos and Medonte,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3353-2 registered in the Registry Office for the registry division of the County of Simcoe as No. 83212 for the Township of Flos.

O. Reg. 337/60, Sched. 23.

**Schedule 23**

In the Township of Medonte in the County of Simcoe being,

- (a) part of lots 47, 48 and 49, Concession 1;
- (b) part of Lot 49, Concession 2;
- (c) part of lots 7 and 8, Concession 3;
- (d) part of Lot 7, Concession 4;
- (e) part of lots 7 and 8, Concession 5;
- (f) part of lots 8 and 9, Concession 6;
- (g) part of lots 9, 10 and 11, Concession 7;
- (h) part of lots 11, 12 and 13, Concession 8;
- (i) part of lots 13, 14 and 15, Concession 9;
- (j) part of lots 14, 15, 16 and 17, Concession 10;
- (k) part of lots 18 and 19, Concession 11;
- (l) part of lots 19 and 20, Concession 12; and
- (m) part of the road allowance between,
  - (i) the townships of Medonte and Flos,
  - (ii) concessions 1 and 2,

- (iii) concessions 2 and 3,
- (iv) concessions 3 and 4,
- (v) concessions 4 and 5,
- (vi) concessions 5 and 6,
- (vii) concessions 6 and 7,
- (viii) lots 10 and 11, Concession 7,
- (ix) concessions 7 and 8,
- (x) concessions 8 and 9,
- (xi) concessions 9 and 10,
- (xii) lots 15 and 16, Concession 10,
- (xiii) concessions 10 and 11,
- (xiv) concessions 11 and 12,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3346-8 registered in the registry office for the registry division of the County of Simcoe as No. 81822 for the County of Simcoe.

11.77 miles, more or less.

O. Reg. 337/60, Sched. 24.

**Schedule 24****INTERCHANGE AT HIGHWAY 93**

In the Township of Medonte in the County of Simcoe being,

- (a) part of lots 47 and 48, Concession 1, east of Penetanguishene Road; and
- (b) part of the road allowance between the townships of Medonte and Flos,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3346-9 registered in the registry office for the registry division of the County of Simcoe as No. 83211 for the Township of Medonte. O. Reg. 337/60, Sched. 25.

**Schedule 25**

In the Township of Medonte in the County of Simcoe being,

- (a) part of lots 19 and 20, Concession 12;
- (b) part of Lot 20, Concession 13;
- (c) part of lots 20, 21 and 22, Concession 14, and
- (d) part of the road allowance between,
  - (i) concessions 12 and 13,
  - (ii) concessions 13 and 14, and
  - (iii) the townships of Medonte and North Orillia,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3346-38 registered in the registry office for the registry division of the County of Simcoe as No. 110570 for the County of Simcoe.

2.50 miles, more or less.

O. Reg. 337/60, Sched. 26.



**Schedule 26**

In the Township of Orillia (Northern division) in the County of Simcoe being,

- (a) part of lots 22, 23 and 24, Concession 1, and
- (b) part of the road allowance between the townships of,
  - (i) Orillia and Matchedash, and
  - (ii) Orillia and Medonte,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-7006 registered in the registry office for the registry division of the County of Simcoe as No. 111968 for the County of Simcoe.

1.21 miles, more or less.

O. Reg. 337/60, Sched. 27.

**Schedule 27**

In the Township of Matchedash in the County of Simcoe being,

- (a) part of Lot 1 in each of concessions 1 and 2;
- (b) part of Lot 2, Concession 2;
- (c) part of Lot 3 in each of concessions 2 and 3;
- (d) part of Lot 4 in each of concessions 3 and 4;
- (e) part of Lot 5 in each of concessions 4, 5, 6, 7 and 8;
- (f) part of Lot 6 in each of concessions 5, 6, 7, 8, 9, 10, 11 and 12;
- (g) part of the road allowance between,
  - (i) concessions 2 and 3,
  - (ii) concessions 4 and 5,
  - (iii) concessions 6 and 7,
  - (iv) concessions 8 and 9,
  - (v) concessions 10 and 11,
  - (vi) concessions 12 and 13,
  - (vii) lots 3 and 4, Concession 3, and
  - (viii) the townships of Matchedash and Orillia; and
- (h) part of the lands under the waters of,
  - (i) North River,
  - (ii) Matchedash River, and
  - (iii) Severn River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-7005 registered in the registry office for the registry division of the County of Simcoe as No. 111969 for the County of Simcoe.

10.08 miles, more or less.

O. Reg. 337/60, Sched. 28.

**Schedule 28****INTERCHANGE AT CROWN HILL**

In the Township of Oro in the County of Simcoe being,

- (a) part of Lot 11, Concession 1, east of Penetanguishene Road;
- (b) part of Lot E, Concession 1, east of Penetanguishene Road; and
- (c) part of the road allowance between,
  - (i) Lot 11 and Lot E, Concession 1, east of Penetanguishene Road, and
  - (ii) the townships of Vespra and Oro,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2919-6 filed in the office of the Registrar of Regulations at Toronto as No. 136. O. Reg. 337/60, Sched. 29.

**GRAVENHURST TO HUNTSVILLE****Schedule 29**

In the Township of Muskoka and in the Town of Gravenhurst in the District of Muskoka being,

- (a) part of lots 5, 6 and 9, east of Muskoka Road;
- (b) part of lots 119 and 120, registered plan 3 (Sharpe's Plan);
- (c) part of lots,
  - (i) 78 to 81, both inclusive,
  - (ii) 96 to 100, both inclusive,
  - (iii) 108 to 111, both inclusive,
  - (iv) 116 to 121, both inclusive, and
  - (v) 128 to 131, both inclusive,
 shown on registered plan 2 (Brock's Plan);
- (d) all of lots 81, 90, 91, 100, 101, 110 and 111, shown on registered plan 3 (Sharpe's Plan);
- (e) part of,
  - (i) Caroline Street,
  - (ii) Second Street,
  - (iii) Pinedale Road,
  - (iv) David Street,
  - (v) James Street,
  - (vi) Philip Street,
  - (vii) Sharpe Street,
  - (viii) Royal Street,
  - (ix) Brock Street,
  - (x) Harvie Street, and
  - (xi) Church Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2626-27 filed in the office of the Registrar of Regulations at Toronto as No. 53.

1.31 miles, more or less.

O. Reg. 161/51, s. 1.



**Schedule 30**

In the Township of Muskoka in the District of Muskoka being,

- (a) part of Lot 10 east of Muskoka Road;
- (b) part of lots 15, 16, 17 and 18, Concession 4;
- (c) part of lots 11, 12, 13, 14 and 15, Concession 5;
- (d) part of lots 9, 10 and 11, Concession 6;
- (e) part of lots 6, 7, 8 and 9, Concession 7;
- (f) part of lots 4, 5, 6 and 7, Concession 8;
- (g) part of lots 2, 3, 4 and 5, Concession 9;
- (h) part of lots 1 and 2, Concession 10; and
- (i) part of the road allowance between,

- (i) lots 15 and 16, Concession 4,
- (ii) concessions 4 and 5,
- (iii) lots 10 and 11, Concession 6,
- (iv) concessions 6 and 7,
- (v) lots 5 and 6, Concession 8,
- (vi) concessions 8 and 9, and
- (vii) the townships of Muskoka and Draper,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2626-31 filed in the office of the Registrar of Regulations at Toronto as No. 74.

6.54 miles, more or less.

O. Reg. 113/51, s. 1.

**Schedule 31**

In the Township of Draper in the District of Muskoka being,

- (a) part of,
  - (i) lots 29 and 30, east side of Joseph Street,
  - (ii) lots 28 and 29, east side of Muskoka Road,
  - (iii) lots 29 to 33, both inclusive, west side of William Street,
  - (iv) lots 32 to 35, both inclusive, east side of William Street,
  - (v) lots 34 to 38, both inclusive, west side of Frederick Street,
  - (vi) lots 36 to 40, both inclusive, east side of Frederick Street,
  - (vii) lots 38 to 42, both inclusive, west side of Franklin Street, and
  - (viii) park lots 15 to 19, both inclusive, west side of George Street,

in the Town Plot of Muskokaville;

(b) <sup>2</sup>/<sub>2</sub> all of,

- (i) Lot 28, east side of Joseph Street, and

(ii) Lot 30, east side of Muskoka Road, in the Town Plot of Muskokaville;

(c) part of the streets named,

- (i) Joseph,
- (ii) William,
- (iii) Frederick,
- (iv) Franklin,
- (v) George,
- (vi) Seventh,
- (vii) Eighth, and
- (viii) Ninth,

shown on the Town Plot of Muskokaville;

- (d) part of lots 2 and 3, Concession 12;
- (e) part of lots 2 and 3, Concession 13;
- (f) part of Muskoka Road;
- (g) part of the road allowance between,
  - (i) concessions 12 and 13, and
  - (ii) the townships of Draper and Macaulay; and

(h) part of the land under the waters of,

- (i) the south branch of the Muskoka River, and
- (ii) Sharpe's Creek,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2949-4 filed in the office of the Registrar of Regulations at Toronto as No. 75.

2.16 miles, more or less.

O. Reg. 113/51, s. 1.

**Schedule 32**

In the Township of Macaulay and in the Town of Bracebridge in the District of Muskoka being,

(a) part of Lot,

- (i) 3 in Concession 1,
- (ii) 5 in each of concessions 1 and 2,
- (iii) 6 in each of concessions 2 and 3,
- (iv) 7 in each of concessions 3 and 4,
- (v) 8 in each of concessions 4, 5 and 8,
- (vi) 9 in each of concessions 5, 6, 7, 8 and 9,
- (vii) 10 in each of concessions 9, 10 and 11,
- (viii) 11 in each of concessions 11 and 12,
- (ix) 12 in each of concessions 12 and 13, and
- (x) 13 in Concession 13;

- (b) part of Lot 109, registered plan 30;
- (c) part of lots,
- (i) 7 to 12, both inclusive,
  - (ii) 41, 42 and 43,
  - (iii) 31,
  - (iv) 34 to 38, both inclusive, and
  - (v) D and E,
- shown on plan M-3;
- (d) part of the road allowance between the townships of,
- (i) Draper and Macaulay, and
  - (ii) Macaulay and Stephenson;
- (e) part of the road allowance between,
- (i) lots 5 and 6, Concession 2,
  - (ii) lots 10 and 11, Concession 11,
  - (iii) concessions 2 and 3,
  - (iv) concessions 4 and 5,
  - (v) concessions 6 and 7,
  - (vi) concessions 8 and 9,
  - (vii) concessions 10 and 11, and
  - (viii) concessions 12 and 13; and
- (f) part of,
- (i) the road allowance along the shores of the Muskoka River,
  - (ii) the land under the waters of the Muskoka River,
  - (iii) Baysville Road,
  - (iv) Muskoka Road,
  - (v) Park Road, and
  - (vi) Alexandra Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2215-18 filed in the office of the Registrar of Regulations at Toronto as No. 76.

8.74 miles, more or less.

O. Reg. 113/53, s. 1.

### Schedule 33

In the Township of Stephenson in the District of Muskoka being,

- (a) part of Lot 13, Concession 1;
- (b) part of Lot 14 in each of concessions 1 and 2;
- (c) part of Lot 15 in each of concessions 2 and 3;
- (d) part of Lot 16 in each of concessions 3 and 4;
- (e) part of Lot 17, Concession 4; and
- (f) part of the road allowance between,

- (i) the townships of Stephenson and Macaulay,
- (ii) concessions 2 and 3,
- (iii) lots 15 and 16, Concession 3, and
- (iv) concessions 4 and 5,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2121-14 filed in the office of the Registrar of Regulations at Toronto as No. 77.

2.73 miles, more or less.

O. Reg. 113/53, s. 1.

### HUNTSVILLE BY-PASS

#### Schedule 34

In the Township of Brunel in the District of Muskoka being part of Lot 7, Concession 14, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2184-6 registered in the Registry Office for the registry division of the District of Muskoka as No. 30108 for the Township of Brunel.

0.7 mile, more or less.

O. Reg. 325/60, s. 1.

#### Schedule 35

In the Township of Chaffey in the District of Muskoka being,

- (a) part of lots 7 and 8, Concession 1;
- (b) part of lots 9, 10 and 11, Concession 2;
- (c) part of lots 11, 12 and 13, Concession 3;
- (d) part of lots 13 to 17, both inclusive, Concession 4;
- (e) part of lots 16, 17 and 18, Concession 5;
- (f) part of Lot 18, in each of concessions 6 and 7;
- (g) part of Lot 17, Concession 7;
- (h) part of the road allowance between,
  - (i) the townships of Chaffey and Brunel,
  - (ii) concessions 2 and 3,
  - (iii) lots 15 and 16, Concession 4,
  - (iv) concessions 4 and 5, and
  - (v) concessions 6 and 7; and
- (i) part of the lands under the waters of Lake Vernon Narrows,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2119-30 filed in the office of the Registrar of Regulations at Toronto as No. 181.

5.88 miles, more or less.

O. Reg. 126/56, s. 1.

## BURK'S FALLS BY-PASS

## Schedule 36

In the Township of Armour and in the Village of Burk's Falls in the District of Parry Sound being,

## (a) part of,

(i) lots 5, 6 and 7, Concession 8,

(ii) lots 6 and 7, Concession 9, and

(iii) lots 5 and 6, Concession 10,

formerly in the Township of Armour;

## (b) part of the road allowance between,

(i) lots 5 and 6, Concession 8,

(ii) lots 5 and 6, Concession 10, and

(iii) concessions 8 and 9,

formerly in the Township of Armour;

## (c) part of,

(i) blocks E and F,

(ii) Centre Street,

(iii) John Street, and

(iv) Simpson Street,

registered plan 29;

## (d) part of,

(i) Lot 27A,

(ii) lots 31 to 37, both inclusive,

(iii) High Street,

(iv) James Street,

(v) Yonge Street,

(vi) Dimsdale Street, and

(vii) South Water Street,

registered plan 47; and

## (e) part of the lands under the waters of Magnetawan River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2127-57 registered in the Registry and Land Titles offices at Parry Sound as Nos. 423 (Highway Plans) and 43769, respectively.

1.76 miles, more or less.

O. Reg. 286/60, s. 1.

## POWASSAN TO NORTH BAY

## Schedule 37

In the Township of South Himsworth and in the Town of Powassan in the District of Parry Sound being,

## (a) part of lots 15 and 16, Concession 10;

## (b) part of Lot 16, Concession 11;

## (c) part of lots 16 and 17, in each of concessions 12 and 13;

## (d) part of the road allowance between;

(i) lots 15 and 16, in each of concessions 10 and 11,

(ii) concessions 10 and 11, and

(iii) concessions 12 and 13;

## (e) part of Clark Street; and

## (f) part of South Avenue,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2130-60 registered in the Registry and Land Titles offices at Parry Sound as Nos. 378 (Highway Plans) and 42865, respectively.

1.81 miles, more or less.

O. Reg. 131/60, s. 1.

## Schedule 38

In the Township of South Himsworth in the District of Parry Sound being,

## (a) part of lots,

(i) 16, Concession 13,

(ii) 14, 15 and 16, Concession 14,

(iii) 13 and 14, Concession 15,

(iv) 11, 12 and 13, Concession 16, and

(v) 10 and 11, Concession 17;

## (b) part of the road allowance between,

(i) lots 15 and 16,

(ii) concessions 14 and 15,

(iii) concessions 16 and 17, and

(iv) lots 10 and 11,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2130-56 registered in the Registry and Land Titles offices at Parry Sound as Nos. 175 (Highway Plans) and 39894, respectively.

3.3 miles, more or less.

O. Reg. 183/58, Sched. 1.

## Schedule 39

In the Township of North Himsworth in the District of Parry Sound being,

## (a) part of,

(i) lots 9 and 10, Concession 18,

(ii) lots 8 and 9, Concession 19,

(iii) lots 7 and 8, Concession 20,

(iv) lots 6 and 7, Concession 21,

(v) lots 5 and 6, Concession 22,

(vi) lots 4 and 5, Concession 23,

(vii) lots 3 and 4, Concession 24, and

(viii) Lot 3, Concession 25; and

(b) part of the road allowance between,

- (i) concessions 18 and 19,
- (ii) concessions 20 and 21,
- (iii) lots 5 and 6, Concession 22,
- (iv) concessions 22 and 23, and
- (v) concessions 24 and 25,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2910-35 registered in the Land Titles Office at Parry Sound as No. 39964.

4.87 miles, more or less.

O. Reg. 183/58, Sched. 2.

#### Schedule 40

In the Township of North Himsworth in the District of Parry Sound being,

- (a) part of lots 1, 2 and 3, Concession 25;
- (b) part of lots 1 and 2, Concession 26;
- (c) part of Lot 1, Concession 27;
- (d) part of lots 1, 2 and 3, Concession 28; and
- (e) part of the road allowance between,
  - (i) concessions 26 and 27, and
  - (ii) the townships of North Himsworth and West Ferris,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2910-24 registered in the Registry and Land Titles offices at Parry Sound as Nos. 143 and 38316, respectively.

2.84 miles, more or less.

O. Reg. 183/58, Sched. 3.

#### Schedule 41

In the Township of West Ferris in the District of Nipissing being,

- (a) part of Lot 32 in,
  - (i) Concession 11,
  - (ii) Concession 12, and
  - (iii) Concession 13; and
- (b) part of the road allowance between,
  - (i) concessions 12 and 13, and
  - (ii) the townships of West Ferris and North Himsworth,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2136-38 registered in the Registry and Land Titles offices at North Bay as No. H600.

1.31 miles, more or less.

O. Reg. 183/58, Sched. 4.

#### NORTH BAY BY-PASS

##### Schedule 42

In the Township of West Ferris in the District of Nipissing being part of Lot 32, Concession 13, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2136-36 registered in the Land Titles Office at North Bay as No. H38.

0.27 mile, more or less.

O. Reg. 9/58, s. 1.

##### Schedule 43

In the Township of West Ferris in the District of Nipissing being,

- (a) part of lots 32 and 33, Concession 14;
- (b) part of lots 32 and 33, Concession 15;
- (c) part of lots 33 and 34, Concession 16;
- (d) part of lots 34 and 35, Concession 17;
- (e) part of lots 34 and 35, Concession 18;
- (f) part of lots,
  - (i) 199, 209, 214, 222 and 231,
  - (ii) 239, 247, 255 and 263, and
  - (iii) 271 and 279,
 registered plan 17;
- (g) all of lots 287, 295, 303, 311 and 319, registered plan 17;
- (h) part of lots,
  - (i) 1 to 5, both inclusive, Block D,
  - (ii) 1 to 10, both inclusive, Block G,
  - (iii) 1 to 12, both inclusive, Block J,
  - (iv) 1 to 4, both inclusive, Block L,
  - (v) 6 to 11, both inclusive, Block L,
  - (vi) 14 and 15, Block L,
  - (vii) 1 and 2, Block R, and
  - (viii) 7, 8 and 9, Block U,
 registered plan 16;
- (i) all of Lot 16, Block L, registered plan 16;
- (j) part of the streets named,
  - (i) South,
  - (ii) Ottawa,
  - (iii) Railroad,
  - (iv) Main,
  - (v) Division,
  - (vi) Dufferin,
  - (vii) Princess,
  - (viii) Queen, and
  - (ix) King;

- (k) part of the road allowance between,
  - (i) concessions 14 and 15,
  - (ii) concessions 16 and 17,
  - (iii) lots 34 and 35, in each of concessions 17 and 18, and
  - (iv) the townships of West Ferris and Widdifield; and
- (l) part of the land under the waters of Jennings Lake,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2136-24 filed in the office of the Registrar of Regulations at Toronto as No. 80.

3.29 miles, more or less.

O. Reg. 218/53, s. 1.

#### Schedule 44

1. In the Township of Widdifield and in the City of North Bay in the District of Nipissing being,

- (a) part of lots 17 and 18, Concession D;
- (b) part of lots,
  - (i) 616 and 617,
  - (ii) 620 to 625, both inclusive,
  - (iii) 588 and 592,
  - (iv) 556, 557, 560 and 561,
  - (v) 489, 490, 493 and 494,
  - (vi) 464, 467 and 468,
  - (vii) 149 to 155, both inclusive, and
  - (viii) 117 to 147, both inclusive,
 plan M-189;
- (c) all of lots,
  - (i) 618 and 619,
  - (ii) 589, 590 and 591,
  - (iii) 558 and 559,
  - (iv) 491 and 492, and
  - (v) 156, 465 and 466,
 plan M-189;
- (d) part of the streets named,
  - (i) Regina,
  - (ii) Hammond,
  - (iii) Fisher,
  - (iv) Thomas, and
  - (v) Fraser,
 shown on plan M-189;
- (e) part of unopened street adjoining the north limit of plan M-189;
- (f) part of Robert Avenue shown on plan M-189;

- (g) all of the lane adjoining and southwest of Lot 619, plan M-189;
- (h) part of the lane adjoining, and
  - (i) northwest of lots 588 to 592, both inclusive, and
  - (ii) northwest of lots 490 to 494, both inclusive,
 plan M-186;
- (i) part of,
  - (i) Lot 1, plan M-86, and
  - (ii) lots 8 to 15, plan M-102;
- (j) part of lots,
  - (i) 7, 13, 14, 15 and 33,
  - (ii) 23 to 26, both inclusive,
  - (iii) 68 to 72, both inclusive,
  - (iv) 75 and 76, and
  - (v) 79, 80 and 81,
 plan M-161;
- (k) all of lots,
  - (i) 5 and 6,
  - (ii) 27, 28 and 29,
  - (iii) 73 and 74, and
  - (iv) 77 and 78,
 plan M-161;
- (l) part of the streets named,
  - (i) Nelson,
  - (ii) Brennan,
  - (iii) Water,
  - (iv) High, and
  - (v) Strathcona,
 shown on plan M-161;
- (m) part of lots,
  - (i) 986 to 1002, both inclusive,
  - (ii) 942 to 947, both inclusive,
  - (iii) 934 to 939, both inclusive,
  - (iv) 929 and 930, and
  - (v) 870 to 873, both inclusive,
 plan M-165;
- (n) all of lots,
  - (i) 940 and 941, and
  - (ii) 931, 932 and 933,
 plan M-165;
- (o) part of the streets named,
  - (i) High,
  - (ii) Shaw, and



- (iii) Olive,  
shown on plan M-165;
- (p) part of the lane adjoining, and
  - (i) north of lots 946 and 947,
  - (ii) west of lots 938 to 942, both inclusive, and
  - (iii) north of lots 873 and 938,  
shown on plan M-165;
- (q) part of the road allowance between the townships of Widdifield and West Ferris; and
- (r) part of Trout Lake Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2785-27 filed in the office of the Registrar of Regulations at Toronto as No. 81.

2. In the Township of Widdifield and in the City of North Bay in the District of Nipissing being,

- (a) part of lots,
  - (i) 924, 925, 926 and 927,
  - (ii) 874, 875 and 876,
  - (iii) 794 to 799, both inclusive,
  - (iv) 786 to 791, both inclusive,
  - (v) 781 and 782,
  - (vi) 776, 777, 778 and 779,
  - (vii) 754 to 760, both inclusive,
  - (viii) 650 to 654, both inclusive, and
  - (ix) 640 to 647, both inclusive,  
plan M-165;
- (b) all of lots,
  - (i) 792, 793 and 928,
  - (ii) 780, 783, 784 and 785, and
  - (iii) 648 and 649,  
plan M-165;
- (c) part of the lane adjoining, and
  - (i) south of Lot 874,
  - (ii) south of Lot 796,
  - (iii) west of lots 790 to 794, both inclusive,
  - (iv) north of lots 757 and 790,
  - (v) south of Lot 758,
  - (vi) south of Lot 651,
  - (vii) west of lots 645 to 650, both inclusive, and
  - (viii) north of lots 644 and 645,  
shown on plan M-165;
- (d) part of,
  - (i) Rose Avenue,

- (ii) Olive Street,
- (iii) Lorne Avenue,
- (iv) Aubrey Street, and
- (v) Chippewa Street,  
shown on plan M-165;
- (e) part of lots,
  - (i) 2388 to 2391, both inclusive,
  - (ii) 2382, 2383 and 2384,
  - (iii) 1712 to 1720, both inclusive,
  - (iv) 1704 to 1709, both inclusive,
  - (v) 1696 to 1701, both inclusive,
  - (vi) 1688 to 1692, both inclusive,
  - (vii) 1660 to 1666, both inclusive,
  - (viii) 1654 and 1655,
  - (ix) 1558 to 1562, both inclusive,
  - (x) 1536 and 1537,
  - (xi) 1526 to 1532, both inclusive,
  - (xii) 1500 to 1521, both inclusive,
  - (xiii) 892 to 907, both inclusive,
  - (xiv) 879 to 889, both inclusive, and
  - (xv) 858 and 859,  
plan M-177;
- (f) all of lots,
  - (i) 2385, 2386 and 2387,
  - (ii) 1710 and 1711,
  - (iii) 1702 and 1703,
  - (iv) 1693, 1694 and 1695,
  - (v) 1656, 1657, 1658 and 1659,
  - (vi) 1533, 1534 and 1535,
  - (vii) 1522, 1523, 1524 and 1525, and
  - (viii) 860, 890 and 891,  
plan M-177;
- (g) part of the lane adjoining, and
  - (i) west of lots 1656 to 1662, both inclusive,
  - (ii) south of lots 1692 to 1695, both inclusive,
  - (iii) west of Lot 1705,
  - (iv) south of lots 1712 to 1720, both inclusive,
  - (v) east of Lot 1559,
  - (vi) west of Lot 1532, and
  - (vii) east of Lot 889,  
shown on plan M-177;

(h) all of the lane adjoining and south of lots 1500 to 1519, both inclusive, shown on plan M-177;

(i) part of,

- (i) Chippewa Street,
- (ii) Lansdowne Avenue,
- (iii) Princess Street,
- (iv) Hutcheson Avenue,
- (v) Dudley Avenue,
- (vi) King Street,
- (vii) Maple Avenue, and
- (viii) the street adjoining and north of lots 890, 891, 892 and 893,

shown on plan M-177,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2785-27 filed in the office of the Registrar of Regulations at Toronto as No. 81.

3. In the Township of Widdifield in the District of Nipissing being,

(a) part of lots,

- (i) 631 to 635, both inclusive,
- (ii) 625 to 629, both inclusive,
- (iii) 616 to 621, both inclusive,
- (iv) 601 and 602,
- (v) 584 to 597, both inclusive,
- (vi) 396 to 408, both inclusive,
- (vii) 376 to 389, both inclusive,
- (viii) 139 and 360, and
- (ix) 78, 82, 83 and 89,

plan M-177;

(b) all of lots,

- (i) 622, 623 and 624,
- (ii) 598, 599 and 600,
- (iii) 361 and 362,
- (iv) 140, 141 and 142,
- (v) 85, 86, 87 and 88, and
- (vi) 79, 80 and 81,

plan M-177;

(c) part of the lane adjoining, and

- (i) southeast of lots 584 to 592, both inclusive,
- (ii) west of Lot 597,
- (iii) east of Lot 396,
- (iv) east of Lot 388,
- (v) west of Lot 408, and

(vi) west of lots 85 to 89, both inclusive, plan M-177;

(d) part of,

- (i) O'Brien Street,
- (ii) Delaware Avenue,
- (iii) McLeod Street,
- (iv) Foster Avenue, and
- (v) Douglas Street,

plan M-177;

(e) part of lots,

- (i) 46 to 52, both inclusive,
- (ii) 42 and 43,
- (iii) 34 to 40, both inclusive, and
- (iv) 29, 32 and 33,

plan M-176;

(f) all of lots,

- (i) 44 and 45, and
- (ii) 30 and 31,

plan M-176;

(g) part of the lane adjoining, and

- (i) east of lots 34 and 52, and
- (ii) west of lots 40 and 46,

plan M-176;

(h) all of the lane adjoining and north of lots 34 to 40, both inclusive, plan M-176;

(i) part of,

- (i) Highland Road,
- (ii) Clarence Avenue, and
- (iii) Klock Avenue,

plan M-176;

(j) part of lots,

- (i) 21, 22 and 23, Concession C, and
- (ii) 23 and 24, Concession B;

(k) part of lots,

- (i) 1171 to 1177, both inclusive,
- (ii) 1144 to 1152, both inclusive,
- (iii) 1123 to 1129, both inclusive, and
- (iv) 1118 and 1122,

plan M-167;

(l) all of lots,

- (i) 1138 to 1143, both inclusive, and
- (ii) 1119 to 1121, both inclusive,

plan M-167;

(m) part of,

(i) First Street, and

(ii) Eloy Street,

plan M-167; and

(n) part of Gormanville Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2785-27 filed in the office of the Registrar of Regulations at Toronto as No. 81, except those portions of the above-mentioned highway closed by Orders-in-Council numbered,

(a) OC-837/58, dated the 20th day of March, 1958;

(b) OC-1201/58, dated the 17th day of April, 1958;

(c) OC-2800/59, dated the 13th day of August, 1959; and

(d) OC-4074/60, dated the 29th day of September, 1960.

4.53 miles, more or less.

O. Reg. 218/53, s. 1.

#### Schedule 45

In the Township of Widdifield and in the City of North Bay in the District of Nipissing being,

(a) part of lots 17 and 18, Concession D; and

(b) part of the land shown on registered plans,

(i) M-189,

(ii) M-86,

(iii) M-161, and

(iv) M-102,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2785-53 filed in the office of the Registrar of Regulations at Toronto as No. 214.

1.18 miles, more or less.

O. Reg. 141/57, s. 1.

#### Schedule 46

In the Township of Commanda in the District of Nipissing being part of Lot 1, Concession B, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2794-5 filed in the office of the Registrar of Regulations at Toronto as No. 82.

0.51 mile, more or less.

O. Reg. 218/53, s. 1.

## Regulation 216

### under The Highway Improvement Act

#### DESIGNATIONS—TORONTO TO QUEBEC BOUNDARY (HWY. No. 401)

1. Those portions of the King's Highway described in the schedules hereto are designated as controlled-access highways. O. Reg. 59/58, s. 1.

#### Schedule 1

In the Township of North York in the County of York being,

- (a) part of lots,
  - (i) 13 and 14, Concession 1,
  - (ii) 14 and 15, Concession 2,
  - (iii) 13 and 14, Concession 3, and
  - (iv) 12 and 13, Concession 4,
 east of Yonge Street;
- (b) part of lots 1, 2 and 3, registered plan 3358;
- (c) part of Block D, registered plan 3440;
- (d) part of lots 1 to 14, both inclusive, registered plan 3368;
- (e) part of Lot 2, registered plan 3283;
- (f) part of lots 36 to 41, both inclusive, registered plan 3283;
- (g) all of Lot 1, registered plan 3283;
- (h) part of,
  - (i) Gerald Street, and
  - (ii) the ten-foot strip of land dedicated as public highway, shown on registered plan 3283;
- (i) part of Block A, registered plan 2090;
- (j) part of the ten-foot strip of land dedicated as public highway, shown on plan 2090;
- (k) part of Lot 1364, registered plan 1967;
- (l) part of the lane adjoining and east of Lot 1364, registered plan 1967;
- (m) part of Willowdale Avenue, registered plan 1967; and
- (n) part of the road allowance between,
  - (i) concessions 1 and 2, east of Yonge Street, commonly known as Bayview Avenue,
  - (ii) concessions 3 and 4, east of Yonge Street, commonly known as Don Mills Road,
  - (iii) concessions 2 and 3, east of Yonge Street, commonly known as Leslie Street, and

- (iv) the townships of North York and Scarborough, commonly known as Victoria Park Avenue,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-240 filed in the office of the Registrar of Regulations at Toronto as No. 147.

4.71 miles, more or less.

O. Reg. 59/59, Sched. 1.

#### Schedule 2

##### BAYVIEW AVENUE INTERCHANGE

In the Township of North York in the County of York, being,

- (a) part of lots 14 and 15, Concession 1, east of Yonge Street;
- (b) part of Lot 15, Concession 2, east of Yonge Street;
- (c) part of lots 2, 3, 4, 36, 37, 38, 39, 40 and 41, registered plan 3283;
- (d) part of lots 1, 2 and 3, registered plan 3368;
- (e) part of lots 55 and 56, registered plan 3456;
- (f) part of the ten-foot strip of land dedicated as public highway and shown on registered plan 3456 and 3283;
- (g) part of,
  - (i) Northdale Road, and
  - (ii) Gerald Street,
 as shown on registered plan 3283;
- (h) part of Block A, registered plan 2090;
- (i) part of the ten-foot strip of land shown on registered plan 2090 dedicated as public highway; and
- (j) part of the road allowance between concessions 1 and 2, east of Yonge Street, commonly known as Bayview Avenue,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-351 filed in the office of the Registrar of Regulations at Toronto as No. 242. O. Reg. 59/59, Sched. 2.

#### Schedule 3

##### LESLIE STREET INTERCHANGE

In the Township of North York in the County of York, being,

- (a) part of Lot 13, Concession 2, east of Yonge Street;
- (b) part of lots 14 and 15, in each of concessions 2 and 3, east of Yonge Street; and

- (c) part of the road allowance between concessions 2 and 3, east of Yonge Street, commonly known as Leslie Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-380 filed in the office of the Registrar of Regulations at Toronto as No. 274. O. Reg. 24/60, s. 3.

#### Schedule 4

##### WOODBINE AVENUE INTERCHANGE

In the Township of North York in the County of York being,

- (a) part of Lot 13, Concession 3, east of Yonge Street;
- (b) part of lots 12 and 13, Concession 4, east of Yonge Street; and
- (c) part of the road allowance between concessions 3 and 4, east of Yonge Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-278 filed in the office of the Registrar of Regulations at Toronto as No. 244. O. Reg. 59/59, Sched. 4.

#### Schedule 5

##### VICTORIA PARK AVENUE INTERCHANGE

In the Township of North York in the County of York being,

- (a) part of lots 11, 12 and 13, Concession 4, east of Yonge Street; and
- (b) part of the road allowance between the townships of North York and Scarborough, commonly known as Victoria Park Avenue,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-279 filed in the office of the Registrar of Regulations at Toronto as No. 245. O. Reg. 59/59, Sched. 5.

#### Schedule 6

In the Township of Scarborough in the County of York being,

- (a) part of Lot 2, Concession 1;
- (b) part of lots 2 to 35, both inclusive, Concession 2;
- (c) part of the road allowance between,
- (i) concessions 1 and 2, and
- (ii) the townships of Scarborough and North York, commonly known as Victoria Park Avenue;
- (d) part of Kingston Road;
- (e) part of the road allowance between lots,

- (i) 2 and 3, commonly known as Centennial Road,
- (ii) 4 and 5, commonly known as Meadowvale Road,
- (iii) 6 and 7, commonly known as Morrish Road,

- (iv) 8 and 9, commonly known as Conlins Road,

- (v) 10 and 11, commonly known as Little's Road,

- (vi) 12 and 13, commonly known as Staines Road,

- (vii) 14 and 15, commonly known as Neilsons Road,

- (viii) 16 and 17,

- (ix) 18 and 19, commonly known as Markham Road,

- (x) 20 and 21, commonly known as Bellamy Road,

- (xi) 22 and 23, commonly known as McCowans Road,

- (xii) 24 and 25, commonly known as Brimley Road,

- (xiii) 26 and 27, commonly known as Midland Avenue,

- (xiv) 28 and 29, commonly known as Kennedy Road,

- (xv) 30 and 31, commonly known as Birchmount Road,

- (xvi) 32 and 33, commonly known as Warden Avenue, and

- (xvii) 34 and 35, commonly known as Pharmacy Avenue;

- (f) part of Park Lot, registered plan 3675;

- (g) part of Lot 27, registered plan 3490;

- (h) lots 28 and 29, registered plan 3490;

- (i) part of the ten-foot strip of land dedicated as public highway by registered plan 3490; and

- (j) part of lots 11 and 12, Block F, registered plan 279,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2920-35 filed in the office of the Registrar of Regulations at Toronto as No. 78.

9 miles, more or less.

O. Reg. 59/59, Sched. 6.

#### Schedule 7

In the Township of Scarborough in the County of York being,

- (a) part of lots 1, 2, 4, 5 and 6, Concession 1;

- (b) part of Lot 1, Concession 2;

- (c) part of lots,

- (i) 23 to 25, both inclusive, and

- (ii) 39 to 44, both inclusive,

shown on registered plan 2732;

- (d) part of Cedarview Drive, registered plan 2732;



- (e) part of the road allowance in Concession 1 between lots,
  - (i) 2 and 3, and
  - (ii) 4 and 5;
- (f) part of the road allowance between Lot 1, Concession 1, and Lot 1, Concession 2; and
- (g) part of the road allowance between the townships of Scarborough and Pickering,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-1938-116 filed in the office of the Registrar of Regulations at Toronto as No. 44.

1.8 miles, more or less.

O. Reg. 59/59, Sched. 7.

### Schedule 8

#### VICTORIA PARK AVENUE INTERCHANGE

In the Township of Scarborough in the County of York being,

- (a) part of Lot 35, Concession 2;
- (b) part of Block A, shown on registered plan 4440;
- (c) part of Lot 1, shown on registered plan 4490; and
- (d) part of the road allowance between the townships of Scarborough and North York, commonly known as Victoria Park Avenue,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2920-73 filed in the office of the Registrar of Regulations at Toronto as No. 246. O. Reg. 59/59, Sched. 8.

### Schedule 9

#### WARDEN AVENUE INTERCHANGE

In the Township of Scarborough in the County of York being,

- (a) part of lots 32 and 33, Concession 2;
- (b) part of Block H, registered plan 4597; and
- (c) part of the road allowance between lots 32 and 33, Concession 2, commonly known as Warden Avenue,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2920-67 filed in the office of the Registrar of Regulations at Toronto as No. 247. O. Reg. 59/59, Sched. 9.

### Schedule 10

#### KENNEDY ROAD INTERCHANGE

In the Township of Scarborough in the County of York being,

- (a) part of lots 28 and 29, Concession 2; and
- (b) part of the road allowance between lots 28 and 29, Concession 2, commonly known as Kennedy Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2920-69 filed in the office of the Registrar of Regulations at Toronto as No. 248. O. Reg. 59/59, Sched. 10.

### Schedule 11

#### MARKHAM ROAD INTERCHANGE

In the Township of Scarborough in the County of York being,

- (a) part of lots 18 and 19, Concession 2; and
- (b) part of the road allowance between lots 18 and 19, Concession 2, commonly known as Markham Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2920-92 filed in the office of the Registrar of Regulations at Toronto as No. 249. O. Reg. 59/59, Sched. 11.

### Schedule 12

#### LITTLE'S ROAD INTERCHANGE

In the Township of Scarborough in the County of York being,

- (a) part of lots 10 and 11, Concession 2; and
- (b) part of the road allowance between lots 10 and 11, Concession 2, commonly known as Little's Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2920-88 filed in the office of the Registrar of Regulations at Toronto as No. 250. O. Reg. 59/59, Sched. 12.

### Schedule 13

#### HIGHLAND CREEK INTERCHANGE

In the Township of Scarborough in the County of York being,

- (a) part of lots 5 and 6, Concession 1;
- (b) part of Lot 1, registered plan 2546; and
- (c) part of Old Danforth Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-1938-134 filed in the office of the Registrar of Regulations at Toronto as No. 125. O. Reg. 59/59, Sched. 13.

### Schedule 14

#### TOWNLINE AND KINGSTON ROAD INTERCHANGE

In the Township of Scarborough in the County of York being,

- (a) part of lots 1 and 2, Concession 1;
- (b) part of lots 2 and 3, Concession 2;
- (c) part of Lot 14, registered plan 3460;
- (d) all of Lot 15, registered plan 3460;
- (e) part of Brumwell Street, registered plan 3460; and
- (f) part of the road allowance between,
  - (i) concessions 1 and 2,
  - (ii) lots 2 and 3, Concession 2, and

- (iii) the townships of Scarborough and Pickering,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2920-89 filed in the office of the Registrar of Regulations at Toronto as No. 217. O. Reg. 59/59, Sched. 14.

### Schedule 15

In the Township of Pickering in the County of Ontario being,

- (a) part of lots 1 to 25, both inclusive, Concession 1;
- (b) part of lots 24 to 30, both inclusive, Range 3, Broken Front Concession;
- (c) part of lots 33 to 35, both inclusive, Range 3, Broken Front Concession;
- (d) lots 34, 35, 36, 43, 44, 64 and 65, registered plan 189;
- (e) part of lots 32, 33, 37, 38, 41, 42, 45, 46, 60, 61, 62 and 63, registered plan 189;
- (f) part of lane, part of Riverside Lane and part of Morgan Avenue, all as shown on registered plan 189;
- (g) part of Rouge Mount Drive, registered plan 350;
- (h) part of lots 8, 9, 10, 11, 12, 15, 16, 17, 18, 19, 20, 21, 22 and 23, registered plan 350;
- (i) part of lots 3, 4, 5, 6, 9, 10, 11, 12, 13, 15, 16, 17 and 18 and part of Evelyn Avenue, all as shown on registered plan 230;
- (j) part of the road allowance between the townships of Pickering and Whitby;
- (k) part of the road allowances in Concession 1, between lots,
  - (i) 2 and 3,
  - (ii) 4 and 5,
  - (iii) 6 and 7,
  - (iv) 8 and 9,
  - (v) 10 and 11,
  - (vi) 12 and 13,
  - (vii) 14 and 15,
  - (viii) 16 and 17,
  - (ix) 18 and 19,
  - (x) 20 and 21,
  - (xi) 22 and 23, and
  - (xii) 24 and 25;
- (l) part of Mill Road;
- (m) part of road opened by By-law 668 of the Township of Pickering;
- (n) part of public road in Lot 14, Concession 1;
- (o) part of the road allowances in Range 3, Broken Front Concession, between lots,
  - (i) 24 and 25,

- (ii) 26 and 27,
- (iii) 28 and 29,
- (iv) 30 and 31,
- (v) 32 and 33, and
- (vi) 34 and 35;

- (p) part of the road allowance between Concession 1 and Range 3, Broken Front Concession; and
- (q) part of the road allowance between the townships of Pickering and Scarborough,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2310-44 filed in the office of the Registrar of Regulations at Toronto as No. 45.

9.3 miles, more or less.

O. Reg. 59/59, Sched. 15.

### Schedule 16

#### ROAD ALLOWANCE BETWEEN THE TOWNSHIPS OF SCARBOROUGH AND PICKERING

In the Township of Pickering in the County of Ontario being,

- (a) part of Lot 35, Range 3, Broken Front Concession;
- (b) part of Lot 35, Range 2, Broken Front Concession;
- (c) part of the road allowance between ranges 2 and 3, Broken Front Concession; and
- (d) part of the road allowance between the townships of Scarborough and Pickering,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2310-61 filed in the office of the Registrar of Regulations at Toronto as No. 218. O. Reg. 59/59, Sched. 16.

### Schedule 17

#### LIVERPOOL INTERCHANGE

In the Township of Pickering in the County of Ontario being,

- (a) part of lots 22 and 23, Concession 1; and
- (b) part of the road allowance between lots 22 and 23, Concession 1,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2310-48 filed in the office of the Registrar of Regulations at Toronto as No. 119. O. Reg. 59/59, Sched. 17.

### Schedule 18

#### PICKERING INTERCHANGE

In that part of the Township of Pickering now in the Village of Pickering being,

- (a) part of lots 14 and 15, Concession 1;
- (b) part of the road allowance between lots 14 and 15 in Concession 1; and

- (c) part of the road opened by By-law 668 of the Township of Pickering,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2310-52 filed in the office of the Registrar of Regulations at Toronto as No. 120. O. Reg. 83/59, s. 4.

### Schedule 19

#### AJAX INTERCHANGE

In the Township of Pickering, now in the Town of Ajax, in the County of Ontario being,

- (a) part of lots 8 and 9, Concession 1; and  
(b) part of the road allowance between lots 8 and 9, Concession 1,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2310-51 filed in the office of the Registrar of Regulations at Toronto as No. 121. O. Reg. 83/59, Sched. 4.

### Schedule 20

In the Township of Whitby, part of the township now in the Town of Whitby and part of the Town of Whitby, in the County of Ontario being,

- (a) part of lots 18 to 26, both inclusive, Concession 1;  
(b) part of lots 28 to 35, both inclusive, Concession 1;  
(c) part of lots 18 to 24, both inclusive, Broken Front Concession;  
(d) part of lots 1, 2, 12, 14, 16, 28, 29 and 30, Mrs. Tincombe's Plan as shown on the Municipal Plan of the Town of Whitby;  
(e) lots 13 and 15, Mrs. Tincombe's Plan as shown on the Municipal Plan of the Town of Whitby;  
(f) Lot 2, Block M, Wallace's Plan, shown on the Municipal Plan of the Town of Whitby;  
(g) part of lots 1, 3 and 4, Block M, Wallace's Plan, shown on the Municipal Plan of the Town of Whitby;  
(h) part of Lot 2, Block P, Wallace's Plan, shown on the Municipal Plan of the Town of Whitby;  
(i) part of Lot 1, fronting on Byron Street, Block G, Radenhurst's Plan, shown on the Municipal Plan of the Town of Whitby;  
(j) part of Lot 1, fronting on Centre Street, Block G, Radenhurst's Plan, shown on the Municipal Plan of the Town of Whitby;  
(k) Lot 10, fronting on Centre Street, Block F, Radenhurst's Plan, shown on the Municipal Plan of the Town of Whitby;  
(l) part of lots 8 and 9, fronting on Centre Street, Block F, Radenhurst's Plan, shown on the Municipal Plan of the Town of Whitby;  
(m) Lot 9, fronting on Byron Street, Block F, Radenhurst's Plan, shown on the Municipal Plan of the Town of Whitby;  
(n) part of lots 8 to 10, fronting on Byron Street, Block F, Radenhurst's Plan, shown on the Municipal Plan of the Town of Whitby;

- (o) Lot 8 and part of lots 6, 7, 9 and 10, fronting on Byron Street, Block B, Radenhurst's Plan, shown on the Municipal Plan of the Town of Whitby;  
(p) lots 7 and 8 and part of lots 6 and 9, fronting on Brock Street, Block B, Radenhurst's Plan, shown on the Municipal Plan of the Town of Whitby;  
(q) part of Tincombe Street, King Street, Centre Street, Byron Street, Second Street, Brock Street and Henry Street, shown on the Municipal Plan of the Town of Whitby; and  
(r) part of the road allowance between,

- (i) lots 18 and 19, Broken Front Concession.  
(ii) lots 20 and 21, Broken Front Concession,  
(iii) lots 22 and 23, Broken Front Concession,  
(iv) lots 18 and 19, Concession 1,  
(v) lots 20 and 21, Concession 1,  
(vi) lots 22 and 23, Concession 1,  
(vii) lots 24 and 25, Concession 1,  
(viii) lots 28 and 29, Concession 1,  
(ix) lots 30 and 31, Concession 1,  
(x) lots 32 and 33, Concession 1,  
(xi) lots 34 and 35, Concession 1,  
(xii) the townships of Whitby and Pickering, and  
(xiii) Concession 1 and Broken Front Concession,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2307-18 filed in the office of the Registrar of Regulations at Toronto as No. 46.

4.75 miles, more or less.

O. Reg. 83/59, s. 4.

### Schedule 21

#### BROCK STREET INTERCHANGE

In the Town of Whitby in the County of Ontario being,

- (a) part of Lot 26, Concession 1, in that part formerly in the Township of Whitby; and  
(b) part of,  
(i) Brock Street,  
(ii) First Street,  
(iii) Second Street, and  
(iv) Byron Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2307-20 filed in the office of the Registrar of Regulations at Toronto as No. 179. O. Reg. 83/59, s. 4.

**Schedule 22****THICKSON ROAD INTERCHANGE**

In the Township of Whitby in the County of Ontario being,

- (a) part of lots 20 and 21, Concession 1; and
- (b) part of the road allowance between lots 20 and 21, Concession 1,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2307-19 filed in the office of the Registrar of Regulations at Toronto as No. 180. O. Reg. 83/59, s. 4.

**Schedule 23**

In the Township of East Whitby, now in the City of Oshawa, in the County of Ontario being,

- (a) part of lots 17, 14 and 13, Concession 1;
- (b) part of lots 1, 2 and 5, Sheet 16B (1) Municipal Plan 357;
- (c) part of lots 1, 2, 3, 4, 5, 6 and 10, Sheet 15B (1) Municipal Plan 357;
- (d) part of lots 17, 16 and 15, Broken Front Concession;
- (e) the road allowance between Lot 17, Concession 1, and Lot 17, Broken Front Concession;
- (f) the road allowance between Lot 16, Concession 1, and Lot 16, Broken Front Concession;
- (g) part of the road allowance between Lot 15, Concession 1, and Lot 15, Broken Front Concession;
- (h) part of the road allowance between lots 16 and 17, Concession 1;
- (i) part of the road allowance between lots 16 and 17, Broken Front Concession;
- (j) part of the road allowance between lots 14 and 15, Concession 1;
- (k) part of Cromwell Avenue, Montrave Avenue and Park Road, all as shown on registered plan 259;
- (l) part of lots 9, 14, 22, 27, 39, 44, 52 and 57, registered plan 259;
- (m) lots 10 to 13, both inclusive, registered plan 259;
- (n) lots 23 to 26, both inclusive, registered plan 259;
- (o) lots 40 to 43, both inclusive, registered plan 259;
- (p) all of lots 53 to 56, both inclusive, registered plan 259;
- (q) part of lots 17 to 30, both inclusive, and part of lots 33 to 46, both inclusive, registered plan 315;
- (r) lots 4 and 5 and part of lots 6 and 3, registered plan 236;
- (s) part of lots 6, 29, 45 and 51, registered plan 196;

(t) lots 7 to 12, both inclusive, lots 23 to 28, both inclusive, and lots 46 to 50, both inclusive, registered plan 196;

- (u) part of lots 2 and 7, registered plan 155;
- (v) lots 3 to 6, both inclusive, registered plan 155;
- (w) part of lots C-12 and C-13, Sheet 22 Municipal Plan;
- (x) lots C-21 and C-22, Sheet 22 Municipal Plan;
- (y) part of lots 5 and 8, registered plan 7;
- (z) lot 6, registered plan 7;
- (aa) part of lots 11, 14, 21, 24, 25, 28, 34, 37, 38 and 41, Edward Arkland's Plan;
- (ab) lots 12, 13, 22, 23, 26, 27, 35, 36, 39 and 40, Edward Arkland's Plan;
- (ac) part of Lot 10, Concession 1, Township of East Whitby now in the City of Oshawa;
- (ad) part of Lot C-69, Sheet 20 Municipal Plan;
- (ae) part of lots 11, 14, 30, 33, 56 and 59, registered plan 159;
- (af) lots 12, 13, 31, 32, 57 and 58, registered plan 159;
- (ag) part of lots 347 to 284, both inclusive, 339, 392, 585, 593, 605 and 613, registered plan 148;
- (ah) lots 340 to 346, both inclusive, 385 to 391, both inclusive, 586 to 592, both inclusive, and 606 to 612, both inclusive, registered plan 148;
- (ai) part of Lot 92, registered plan 265;
- (aj) lots 88 to 91, both inclusive, registered plan 265;
- (ak) part of blocks B and E, registered plan 258;
- (al) part of lots 330 to 372, both inclusive, registered plan 167, and part of lots 380 to 423, both inclusive, registered plan 167;
- (am) all of lots 374 to 379, both inclusive, registered plan 167;
- (an) Bingham Street; and
- (ao) part of Cubert Street, Burton Road, Oxford Street, Simcoe Street, Brassey Street, Albert Street, Oshawa Street, Howard Street, Drew Street, Ritson Road, Haig Street, Birch Street, Allenby Avenue and Hillcrest Drive,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2372-24 filed in the office of the Registrar of Regulations at Toronto as No. 47.

2.75 miles, more or less.

O. Reg. 83/59, s. 4.

**Schedule 24**

In the City of Oshawa in the County of Ontario, being part of Wilson Avenue and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2551-38 filed in the office of the Registrar of Regulations at Toronto as No. 79. O. Reg. 83/59, s. 4.



**Schedule 25**

In the Township of East Whitby, now in the City of Oshawa, in the County of Ontario being,

- (a) part of lots 1, 2, 3, 4 and 5, Broken Front Concession;
- (b) part of lots 4, 5 and 6, Concession 1; and
- (c) part of the road allowance between,
  - (i) lots 2 and 3, Broken Front Concession,
  - (ii) lots 4 and 5, Broken Front Concession,
  - (iii) lots 4 and 5, Concession 1,
  - (iv) Concession 1 and Broken Front Concession, and
  - (v) the townships of East Whitby and Darlington,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2372-26 filed in the office of the Registrar of Regulations at Toronto as No. 54.

2 miles, more or less.

O. Reg. 83/59, s. 4.

**Schedule 26****CROMWELL AVENUE INTERCHANGE**

In the City of Oshawa in the County of Ontario being part of Lot 13, Concession 1, in the former Township of East Whitby, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2551-40 filed in the office of the Registrar of Regulations at Toronto as No. 122. O. Reg. 83/59, s. 4.

**Schedule 27****SIMCOE STREET INTERCHANGE**

In the City of Oshawa in the County of Ontario being part of lots C-13, C-23, C-24 and C-25, as shown on Sheet 22 Oshawa Municipal Plan, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2551-39 filed in the office of the Registrar of Regulations at Toronto as No. 123. O. Reg. 83/59, s. 4.

**Schedule 28****BLOOR STREET INTERCHANGE**

In the City of Oshawa, in that part formerly in the Township of East Whitby, in the County of Ontario being,

- (a) part of lots 4, 5 and 6, Concession 1;
- (b) part of Lot 5, Broken Front Concession;
- (c) part of the road allowance between,
  - (i) Concession 1 and Broken Front Concession, and
  - (ii) lots 4 and 5, Concession 1; and
- (d) part of the public road in Lot 5,
  - (i) Concession 1, and
  - (ii) Broken Front Concession,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2372-34 filed in the office of the Registrar of Regulations at Toronto as No. 172. O. Reg. 83/59, s. 4.

**Schedule 29**

In the Township of Darlington and the Town of Bowmanville in the County of Durham being,

- (a) part of lots 34 and 35, Concession 1;
- (b) part of lots 1 to 8, both inclusive, Broken Front Concession;
- (c) part of lots 10 to 34, both inclusive, Broken Front Concession;
- (d) part of lots,
  - (i) 79 to 104, both inclusive,
  - (ii) 131 to 148, both inclusive,
  - (iii) 157 to 165, both inclusive,
  - (iv) 827 to 832, both inclusive,
  - (v) 858, and
  - (vi) 900 to 910, both inclusive,
 shown on registered plan 97;
- (e) all of lots,
  - (i) 105 to 130, both inclusive,
  - (ii) 149 to 156, both inclusive,
  - (iii) 833 to 857, both inclusive, and
  - (iv) 859 to 884, both inclusive,
 shown on registered plan 97; and
- (f) part of,
  - (i) Seventeenth Avenue, and
  - (ii) Eighteenth Avenue,
 shown on registered plan 97;
- (g) part of lots 9 to 12, both inclusive, shown on a plan of subdivision of the Smart Estate by L. H. Shortt, P.L.S., filed in the Registry Office for the registry division of the west riding of the County of Durham on the 4th day of May, 1858, formerly part of Lot 9, Broken Front Concession;
- (h) part of lots,
  - (i) 19 to 20,
  - (ii) 24 and 25,
  - (iii) 47,
  - (iv) 51,
  - (v) 74,
  - (vi) 78,
  - (vii) 103,
  - (viii) 107,
  - (ix) 132, and
  - (x) 136,



shown on a plan of subdivision by Adam Wilson, Robert Armour and George Mearns, filed in the Registry Office for the registry division for the west riding of the County of Durham on the 28th day of May, 1857, formerly part of Lot 11, Broken Front Concession;

(i) all of lots,

(i) 21 to 23, both inclusive,

(ii) 48 to 50, both inclusive,

(iii) 75 to 77, both inclusive,

(iv) 104 to 106, both inclusive, and

(v) 133 to 135, both inclusive,

shown on the plan mentioned in clause *h*;

(j) part of Lot 10, according to a plan of the Town of Bowmanville by C. G. Hanning, P.L.S., dated the 30th day of June, 1869, the plan being in the registry office for the registry division for the west riding of the County of Durham;

(k) all of lots 11 and 12, according to the plan mentioned in clause *j*,

(l) all of the unnamed street between lots 10 and 11, according to the plan mentioned in clause *j*;

(m) part of Hunt Street, Duke Street, Liberty Street, Simpson Avenue and Smart Avenue;

(n) part of the road allowance in the Broken Front Concession between lots,

(i) 2 and 3,

(ii) 4 and 5,

(iii) 6 and 7,

(iv) 8 and 9,

(v) 12 and 13,

(vi) 14 and 15,

(vii) 16 and 17,

(viii) 18 and 19,

(ix) 20 and 21,

(x) 22 and 23, and

(xi) 24 and 25,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2695-40 filed in the office of the Registrar of Regulations at Toronto as No. 143.

8.2 miles, more or less.

O. Reg. 83/59, s. 4.

#### Schedule 30

##### INTERCHANGE AT COURTYCE ROAD

In the Township of Darlington in the County of Durham being,

(a) part of lots 28 and 29, Broken Front Concession; and

(b) part of the road allowance between lots 28 and 29, Broken Front Concession,

and being that portion of the King's Highway shown coloured red on a Department of Highways plan P-2695-64 registered in the registry office for the registry division of the west riding of the County of Durham as No. 11429 for the Township of Darlington. O. Reg. 189/60, s. 1.

#### Schedule 31

##### INTERCHANGE AT WAVERLY ROAD

In the Township of Darlington in the County of Durham being part of lots 13 and 14, Broken Front Concession, and being those portions of the King's Highway shown coloured red on a Department of Highways plan P-2695-62 registered in the registry office for the registry division of the west riding of the County of Durham as No. 11490 for the Township of Darlington. O. Reg. 189/60, s. 1.

#### Schedule 32

##### INTERCHANGE AT BENNETT ROAD

In the Township of Darlington in the County of Durham being,

(a) part of lots 4 and 5, Broken Front Concession; and

(b) part of the road allowance between lots 4 and 5, Broken Front Concession,

and being those portions of the King's Highway shown coloured red on a Department of Highways plan P-2695-63 registered in the registry office for the registry division of the west riding of the County of Durham as No. 11361 for the Township of Darlington. O. Reg. 189/60, s. 1.

#### Schedule 33

##### LIBERTY STREET INTERCHANGE

In the Town of Bowmanville in the County of Durham being,

(a) part of the streets named,

(i) Duke, and

(ii) Liberty;

(b) part of the road allowance between Concession 1 and Broken Front Concession;

(c) part of,

(i) lots 126 to 132, both inclusive, and

(ii) Lot 96,

shown on a plan of subdivision by Adam Wilson, Robert Armour and George Mearns, filed in the registry office for the registry division of the west riding of the County of Durham on the 28th day of May, 1857; and

(d) all of lots,

(i) 93, 94 and 95, and

(ii) 122, 123, 124 and 125,

shown on the plan of subdivision mentioned in clause *c*,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2695-34 filed in the office of the Registrar of Regulations at Toronto as No. 173. O. Reg. 83/59, s. 4.

**Schedule 34**

In the Township of Clarke and the Village of Newcastle in the County of Durham being,

- (a) part of lots 31 to 35, both inclusive, Concession 1, in the Township of Clarke;
- (b) part of lots 29 and 30, Concession 1, in the Township of Clarke, now in the Village of Newcastle; and
- (c) part of the road allowance between,
  - (i) lots 30 and 31, Concession 1,
  - (ii) lots 32 and 33, Concession 1,
  - (iii) lots 34 and 35, Concession 1, and
  - (iv) the townships of Clarke and Darlington,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2704-6 filed in the office of the Registrar of Regulations at Toronto as No. 56.

1.8 miles, more or less.

O. Reg. 83/59, s. 4.

**Schedule 35**

In the Township of Clarke and the Village of Newcastle in the County of Durham being,

- (a) part of lots 1 to 24, both inclusive, Concession 1;
- (b) part of the road allowance between the townships of Clarke and Hope;
- (c) part of the road allowance between lots,
  - (i) 2 and 3,
  - (ii) 4 and 5,
  - (iii) 6 and 7,
  - (iv) 8 and 9,
  - (v) 10 and 11,
  - (vi) 12 and 13,
  - (vii) 14 and 15,
  - (viii) 16 and 17,
  - (ix) 18 and 19,
  - (x) 20 and 21, and
  - (xi) 22 and 23,
 in Concession 1;

- (d) part of lots 25, 26 and 27, Concession 1, in that part of the Village of Newcastle formerly in the Township of Clarke;

- (e) part of the road allowance between,
  - (i) lots 24 and 25, and
  - (ii) lots 26 and 27, commonly known as Arthur Street,

Concession 1, in that part of the Village of Newcastle formerly in the Township of Clarke;

(f) part of,

- (i) lots 36 and 40, east side of Baldwin Street, and
- (ii) Lot 36, west side of Church Street, Block 25, as shown on a plan of the Village of Newcastle made by C. G. Hanning, Provincial Land Surveyor, dated the 11th day of January, 1868;

(g) all of lots,

- (i) 37, 38 and 39, east side of Baldwin Street, and
- (ii) 37, 38, 39 and 40, west side of Church Street,

Block 25, as shown on the plan mentioned in clause f;

(h) part of Lot,

- (i) 36, east side of Church Street, and
- (ii) 31, west side of Mill Street,

Block 26, as shown on the plan mentioned in clause f;

(i) all of lots,

- (i) 37, 38, 39 and 40, east side of Church Street, and
- (ii) 32, 33, 34 and 35, west side of Mill Street,

Block 26, as shown on the plan mentioned in clause f;

(j) part of,

- (i) Lot 31, east side of Mill Street,
- (ii) lots 77 and 78, west side of Beaver Street, and
- (iii) Lot 56, south side of Walton Street,

Block 27, as shown on the plan mentioned in clause f;

(k) all of,

- (i) lots 32, 33, 34 and 35, east side of Mill Street,
- (ii) lots 79, 80 and 81, west side of Beaver Street, and
- (iii) Lot 55, north side of Massey Street,

Block 27, as shown on the plan mentioned in clause f;

(l) part of lots,

- (i) 31 and 35, east side of Beaver Street, and
- (ii) 62 and 66,

Block 42, as shown on the plan mentioned in clause f;

(m) all of lots,

- (i) 32, 33 and 34, east side of Beaver Street, and

- (ii) 63, 64 and 65,

Block 42, as shown on the plan mentioned in clause *f*;

- (*n*) part of,

- (i) Baldwin Street,
- (ii) Church Street,
- (iii) Mill Street,
- (iv) Beaver Street, and
- (v) Massey Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2704-17 filed in the office of the Registrar of Regulations at Toronto as No. 257.

7.22 miles, more or less.

O. Reg. 83/59, s. 4.

### Schedule 36

#### MILL STREET INTERCHANGE

In the Village of Newcastle in the County of Durham being,

- (*a*) part of blocks 22, 23, 25, 26, 27, 30, 38 and 42, shown on a plan by C. G. Hanning, P.L.S., dated January 11, 1868;
- (*b*) Block 39, shown on the plan mentioned in clause *a*;
- (*c*) part of Lot 27, Concession 1, in that part of the Township of Clarke now in the Village of Newcastle; and
- (*d*) part of the streets named,
  - (i) Walton,
  - (ii) Massey,
  - (iii) Mill,
  - (iv) Church, and
  - (v) Beaver,

as shown on the plan mentioned in clause *a*,

and being that portion of the King's Highway outlined in red and illustrated on Department of Highways plan P-2704-36 deposited in the registry office of the registry division of the west riding of the County of Durham as No. 3846. O. Reg. 83/59, s. 4.

### Schedule 37

#### NEWTONVILLE SIDE ROAD INTERCHANGE

In the Township of Clarke in the County of Durham being,

- (*a*) part of lots 8 and 9, Concession 1; and
- (*b*) part of the road allowance between lots 8 and 9, Concession 1,

and being that portion of the King's Highway coloured red and illustrated on a Department of Highways plan P-2704-44 registered in the registry office for the registry division of the west riding of the County of Durham as No. 7737 for the Township of Clarke. O. Reg. 83/59, s. 4.

### Schedule 38

In the Township of Hope and the Town of Port Hope, in the County of Durham being,

- (*a*) part of lots 1, 2 and 3, Concession 1,
- (*b*) part of,
  - (i) lots 2 and 3, and
  - (ii) lots 5 to 35, both inclusive,
 Concession 2;
- (*c*) part of,
  - (i) Lot 1, and
  - (ii) lots 5 to 12, both inclusive,
 registered plan 8;
- (*d*) part of lots 14 to 18, both inclusive, registered plan 11;
- (*e*) part of blocks 6 and 7, registered plan 13;
- (*f*) part of lots 4 and 5, Concession 2, in the Town of Port Hope, in that part formerly in the Township of Hope;
- (*g*) part of the road allowance between,
  - (i) the townships of Hope and Hamilton,
  - (ii) concessions 1 and 2,
  - (iii) lots 2 and 3, Concession 1,
  - (iv) lots 2 and 3, Concession 2,
  - (v) lots 4 and 5, Concession 2,
  - (vi) lots 6 and 7, Concession 2,
  - (vii) lots 8 and 9, Concession 2,
  - (viii) lots 10 and 11, Concession 2,
  - (ix) lots 12 and 13, Concession 2,
  - (x) lots 14 and 15, Concession 2,
  - (xi) lots 16 and 17, Concession 2,
  - (xii) lots 18 and 19, Concession 2,
  - (xiii) lots 20 and 21, Concession 2,
  - (xiv) lots 22 and 23, Concession 2,
  - (xv) lots 24 and 25, Concession 2,
  - (xvi) lots 26 and 27, Concession 2,
  - (xvii) lots 28 and 29, Concession 2,
  - (xviii) lots 30 and 31, Concession 2,
  - (xix) lots 32 and 33, Concession 2,
  - (xx) lots 34 and 35, Concession 2, and
  - (xxi) the townships of Hope and Clarke; and
- (*h*) part of,
  - (i) Cavan Street, and
  - (ii) McKibbin Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan

P-3103-26 filed in the office of the Registrar of Regulations at Toronto as No. 263.

9.03 miles, more or less.

O. Reg. 83/59, s. 4.

### Schedule 39

#### INTERCHANGE AT HIGHWAY NO. 2

In the Township of Hope in the County of Durham being part of lots 11 and 12, Concession 2, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3103-41 registered in the registry office for the registry division of the east riding of the County of Durham as No. 114 for the Township of Hope. O. Reg. 83/59, s. 4.

### Schedule 40

#### INTERCHANGE AT HIGHWAY NO. 28

In the Township of Hope and in the Town of Port Hope in the County of Durham being,

- (a) part of Lot 3, Concession 1;
- (b) part of lots 3 and 4, Concession 2;
- (c) part of lots 1, 2, 3, 5, 6, 7, 8, 9, 10 and 11, registered plan 8;
- (d) Lot 4, registered plan 8;
- (e) part of Lot 1, east of Ontario Street, Stewarts Plan (March 11, 1872); and
- (f) part of,
  - (i) Ontario Street,
  - (ii) Nelson Street, and
  - (iii) the road allowance between concessions 1 and 2, commonly known as Molson Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3103-44 registered in the registry office for the registry division of the east riding of the County of Durham as No. 116 for the Township of Hope and No. 86 for the Town of Port Hope. O. Reg. 83/59, s. 4.

### Schedule 41

In the Township of Hamilton and in the Town of Cobourg, in the County of Northumberland being,

- (a) part of lots 1 to 35, both inclusive, Concession 1;
- (b) part of the road allowance between,
  - (i) lots 2 and 3,
  - (ii) lots 4 and 5,
  - (iii) lots 6 and 7,
  - (iv) lots 8 and 9,
  - (v) lots 10 and 11,
  - (vi) lots 12 and 13,
  - (vii) lots 14 and 15,
  - (viii) lots 16 and 17 (Division Street),

(ix) lots 18 and 19 (Ontario Street),

(x) lots 20 and 21 (Burnham Street),

(xi) lots 22 and 23,

(xii) lots 24 and 25,

(xiii) lots 26 and 27,

(xiv) lots 28 and 29,

(xv) lots 30 and 31,

(xvi) lots 32 and 33, and

(xvii) lots 34 and 35,

Concession 1; and

(c) part of the road allowance between,

(i) concessions 1 and 2,

(ii) the townships of Hamilton and Hope, and

(iii) the townships of Hamilton and Haldimand,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3080-42 filed in the office of the Registrar of Regulations at Toronto as No. 260.

9.35 miles, more or less.

O. Reg. 83/59, s. 4.

### Schedule 42

#### BURNHAM STREET INTERCHANGE

In the Township of Hamilton and in the Town of Cobourg in the County of Northumberland being,

- (a) part of lots 20 and 21, Concession 1; and
- (b) part of the road allowance between lots 20 and 21, Concession 1, commonly known as Burnham Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3080-47 registered in the registry office for the registry division of the west riding of the County of Northumberland as No. 273 Plans. O. Reg. 83/59, s. 4.

### Schedule 43

#### INTERCHANGE AT HIGHWAY NO. 45

In the Township of Hamilton and in the Town of Cobourg in the County of Northumberland being,

- (a) part of park lots C and E;
- (b) part of blocks E, I and F;
- (c) part of lots 15 and 16, Concession 1, Township of Hamilton; and
- (d) part of,
  - (i) Densmore Street, and
  - (ii) the Cobourg-Baltimore Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3080-54 registered in the registry office for the registry division of the west riding of the County of Northumberland as No. 286 Plans. O. Reg. 24/60, s. 3.



**Schedule 44**

In the Township of Haldimand in the County of Northumberland being,

- (a) part of,
- (i) lots 1 to 22, both inclusive, Concession 1,
  - (ii) lots 24 to 32, both inclusive, Concession 1,
  - (iii) lots 32 to 35, both inclusive, Concession 2,
  - (iv) part of Lot A, registered plan 48, and
  - (v) park lots 4 and 5, registered plan 7; and
- (b) part of the road allowance between,
- (i) the townships of Haldimand and Cramahe,
  - (ii) lots 2 and 3, Concession 1,
  - (iii) lots 4 and 5, Concession 1,
  - (iv) lots 6 and 7, Concession 1,
  - (v) lots 8 and 9, Concession 1,
  - (vi) lots 10 and 11, Concession 1,
  - (vii) lots 12 and 13, Concession 1,
  - (viii) lots 14 and 15, Concession 1,
  - (ix) lots 16 and 17, Concession 1,
  - (x) lots 18 and 19, Concession 1,
  - (xi) lots 20 and 21, Concession 1,
  - (xii) lots 22 and 23, Concession 1,
  - (xiii) lots 24 and 25, Concession 1,
  - (xiv) lots 26 and 27, Concession 1,
  - (xv) lots 28 and 29, Concession 1,
  - (xvi) lots 30 and 31, Concession 1,
  - (xvii) concessions 1 and 2,
  - (xviii) lots 32 and 33, Concession 2,
  - (xix) lots 34 and 35, Concession 2, and
  - (xx) the townships of Haldimand and Hamilton,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3179-20 filed in the office of the Registrar of Regulations at Toronto as No. 262.

9.36 miles, more or less.

O. Reg. 83/59, s. 4.

**Schedule 45****CENTRETON ROAD INTERCHANGE**

In the Township of Haldimand in the County of Northumberland being,

- (a) part of lots 22 and 23, Concession 1; and

- (b) part of the road allowance between lots 22 and 23, Concession 1,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3179-34 registered in the registry office for the registry division of the west riding of the County of Northumberland as No. 245 Plans. O. Reg. 83/59, s. 4.

**Schedule 46**

In the Township of Cramahe in the County of Northumberland being,

- (a) part of lots 11 to 35, both inclusive, Concession 3;
- (b) part of the road allowance between,
- (i) lots 12 and 13,
  - (ii) lots 14 and 15,
  - (iii) lots 16 and 17,
  - (iv) lots 18 and 19,
  - (v) lots 20 and 21,
  - (vi) lots 22 and 23,
  - (vii) lots 24 and 25,
  - (viii) lots 26 and 27,
  - (xi) lots 28 and 29,
  - (x) lots 30 and 31,
  - (xi) lots 32 and 33, and
  - (xii) lots 34 and 35,

Concession 3; and

- (c) part of the road allowance between,

- (i) the townships of Cramahe and Haldimand, and
- (ii) the townships of Cramahe and Brighton,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3177-41 filed in the office of the Registrar of Regulations at Toronto as No. 261.

6.47 miles, more or less.

O. Reg. 83/59, s. 4.

**Schedule 47****CASTLETON ROAD INTERCHANGE**

In the Township of Cramahe in the County of Northumberland being,

- (a) part of lots 32 and 33, Concession 3; and
- (b) part of the road allowance between lots 32 and 33, Concession 3,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3177-32 registered in the registry office for the registry division of the east riding of the County of Northumberland as No. 238 for the Township of Cramahe. O. Reg. 127/59, s. 5.



**Schedule 48**

In the Township of Brighton in the County of Northumberland being,

- (a) part of lots 23 to 36, both inclusive, Concession 2;
- (b) part of,
  - (i) Lot 1, and
  - (ii) lots 5 to 10, both inclusive, Concession 3;
- (c) part of lots 1 to 5, both inclusive, Concession 4;
- (d) part of Block F, registered plan 42; and
- (e) part of the road allowance between,
  - (i) lots 24 and 25, Concession 2,
  - (ii) lots 26 and 27, Concession 2,
  - (iii) lots 28 and 29, Concession 2,
  - (iv) lots 30 and 31, Concession 2,
  - (v) lots 32 and 33, Concession 2,
  - (vi) lots 34 and 35, Concession 2,
  - (vii) Lot 36, Concession 2, and Lot 1, Concession 4,
  - (viii) lots 4 and 5, Concession 3,
  - (ix) lots 6 and 7, Concession 3,
  - (x) lots 8 and 9, Concession 3,
  - (xi) concessions 3 and 4,
  - (xii) lots 2 and 3, Concession 4,
  - (xiii) lots 4 and 5, Concession 4,
  - (xiv) the townships of Brighton and Cramahe, and
  - (xv) the townships of Brighton and Murray,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3176-27 filed in the office of the Registrar of Regulations at Toronto as No. 258.

6.37 miles, more or less.

O. Reg. 127/59, s. 5.

**Schedule 49****INTERCHANGE AT HIGHWAY NO. 30**

In the Township of Brighton in the County of Northumberland being,

- (a) part of Lot 4, Concession 3;
- (b) part of lots 3 and 4, Concession 4;
- (c) part of the road allowance between concessions 3 and 4; and
- (d) part of Lot 45, registered plan 42,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3176-26 registered in the registry office for the registry division of the east riding of the County of Northumberland as No. 256 for the Township of Brighton. O. Reg. 127/59, s. 5.

**Schedule 50**

In the Township of Murray in the County of Northumberland being,

- (a) part of lots 3 to 22, both inclusive, Concession 2;
- (b) part of Block G, registered plan 240; and
- (c) part of the road allowance between,
  - (i) lots 4 and 5,
  - (ii) lots 6 and 7,
  - (iii) lots 8 and 9,
  - (iv) lots 10 and 11,
  - (v) lots 12 and 13,
  - (vi) lots 14 and 15,
  - (vii) lots 16 and 17,
  - (viii) lots 18 and 19, and
  - (ix) lots 20 and 21,
 Concession 2; and
- (d) part of the road allowance between the townships of Murray and Brighton,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3073-42 filed in the office of the Registrar of Regulations at Toronto as No. 259.

5.20 miles, more or less.

O. Reg. 127/59, s. 5.

**Schedule 51****WOOLER ROAD INTERCHANGE**

In the Township of Murray in the County of Northumberland being,

- (a) part of lots 9, 10 and 11, Concession 2; and
- (b) part of the road allowance between lots 10 and 11, Concession 2,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3073-43 registered in the registry office for the registry division of the east riding of the County of Northumberland as No. 261 Plans. O. Reg. 127/59, s. 5.

**Schedule 52****INTERCHANGE AT HIGHWAY NO. 33**

In the Township of Murray in the County of Northumberland being part of lots 3 and 4, Concession 2, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3073-40 registered in the registry office for the registry division of the east riding of the County of Northumberland as No. 241 for the Township of Murray. O. Reg. 127/59, s. 5.

**Schedule 53**

In the Town of Trenton, in that part formerly in the Township of Murray, in the County of Hastings, being,

- (a) part of lots 1, 2 and 3, Concession 2;

- (b) part of Block K, registered plan 240;
- (c) part of the road allowance between,
  - (i) lots 2 and 3, Concession 2, and
  - (ii) the townships of Murray and Sidney, commonly known as Sidney Street; and
- (d) part of the land under the waters of the Trent River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3073-11 filed in the office of the Registrar of Regulations at Toronto as No. 166.

0.54 mile, more or less.

O. Reg. 127/59, s. 5.

#### Schedule 54

In the Township of Sidney in the County of Hastings being,

- (a) part of Lot A, Concession 2;
- (b) part of Lot 4, registered plan 165;
- (c) part of lots 1 to 38, both inclusive, Concession 2;
- (d) part of Lot 1, registered plan 49; and
- (e) part of the road allowance between,
  - (i) the townships of Sidney and Murray,
  - (ii) lots 6 and 7, Concession 2,
  - (iii) lots 12 and 13, Concession 2,
  - (iv) lots 18 and 19, Concession 2,
  - (v) lots 24 and 25, Concession 2,
  - (vi) lots 30 and 31, Concession 2,
  - (vii) concessions 2 and 3, and
  - (viii) the townships of Sidney and Thurlow,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3060-14 filed in the office of the Registrar of Regulations at Toronto as No. 167.

9.25 miles, more or less.

O. Reg. 127/59, s. 5.

#### Schedule 55

##### INTERCHANGE AT COUNTY ROAD 5A

In the Township of Sidney in the County of Hastings being,

- (a) part of Lot 30, in each of concessions 2 and 3;
- (b) part of Lot 31, Concession 3;
- (c) part of lots 1, 2, 3, 4 and 5, registered plan 4; and
- (d) part of the road allowance between concessions 2 and 3,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan

P-3060-29 registered in the registry office for the registry division of the County of Hastings as No. 1112 for the Township of Sidney. O. Reg. 127/59, s. 5.

#### Schedule 56

In the Township of Thurlow in the County of Hastings being,

- (a) part of lots 23, 24, 31 and 32, registered plan 22;
- (b) part of Lot 3, Concession 2;
- (c) part of park lots 16 and 17, west range, west side of Park Street;
- (d) part of park lots 16 and 17, east range, east side of Park Street;
- (e) part of lots 4 and 5, Concession 2;
- (f) part of the land under the waters of the Moira River;
- (g) part of lots,
  - (i) 16, 45, 74, 75 and 77,
  - (ii) 84, 85, 88 and 89, and
  - (iii) 104, 105, 108 and 109,
 registered plan 90;
- (h) all of lots,
  - (i) 17, 18 and 19,
  - (ii) 76, 86, 87, and
  - (iii) 106 and 107,
 registered plan 90;
- (i) part of blocks T and S, registered plan 278;
- (j) part of Lot 9, west side of James Street, registered plan 3;
- (k) part of Lot 9, east side of James Street, registered plan 3;
- (l) part of lots 21, 22, 26 and 27, registered plan 253;
- (m) part of lots 8 and 9, Concession 2;
- (n) part of lots 43 to 50, both inclusive, registered plan 66;
- (o) part of lots 11 to 31, both inclusive, concession 2;
- (p) part of lots 17, 18 and 19, Concession 3;
- (q) part of the road allowance between,
  - (i) the townships of Sidney and Thurlow,
  - (ii) lots 8 and 9, Concession 2,
  - (iii) concessions 2 and 3,
  - (iv) lots 17 and 18, Concession 2,
  - (v) lots 17 and 18, Concession 3,
  - (vi) lots 25 and 26, Concession 2, and
  - (vii) the townships of Thurlow and Tyendinaga; and

(r) part of,

- (i) Lemoine Street,
- (ii) Foxboro Road,
- (iii) Park Street,
- (iv) Stinson Street,
- (v) Front Street,
- (vi) Third Street,
- (vii) James Street, and
- (viii) Belleville Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3044-15 filed in the office of the Registrar of Regulations at Toronto as No. 168.

7.55 miles, more or less.

O. Reg. 127/59, s. 5.

#### Schedule 57

##### INTERCHANGE AT HIGHWAY NO. 14

In the Township of Thurlow and in the Town of Belleville in the County of Hastings being,

- (a) part of Lot 3, Concession 2;
- (b) part of park lots 14, 15, 16, 17, 18, 19 and 20, west range, Thurlow Park Lots; and
- (c) part of the Foxboro Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3044-37 registered in the registry office for the registry division of the County of Hastings as No. 1098. O. Reg. 127/59, s. 5.

#### Schedule 58

##### INTERCHANGE AT HIGHWAY NO. 37

In the Township of Thurlow and in the Town of Belleville in the County of Hastings being,

- (a) lots,
  - (i) 25, 69 and 79,
  - (ii) 7 to 18, both inclusive,
  - (iii) 40 to 50, both inclusive,
  - (iv) 70 to 74, both inclusive, and
  - (v) 81 to 113, both inclusive,
 registered plan 90;
- (b) part of lots 6, 19, 24, 26, 27, 39, 51, 52, 67, 68, 75, 76 and 77, registered plan 90;
- (c) part of blocks P, R, S and T, registered plan 278;
- (d) Block W, registered plan 278; and
- (e) part of,
  - (i) Stinson Street,
  - (ii) Robins Street,

(iii) Centre Road,

(iv) Third Street, and

(v) Front Street, commonly known as the King's Highway No. 37,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3044-33 registered in the registry office for the registry division of the County of Hastings as No. 1042. O. Reg. 127/59, s. 5.

#### Schedule 59

In the Township of Tyendinaga, in the County of Hastings being,

- (a) part of lots 1 to 40, both inclusive, Concession 1, north of the road;
- (b) part of the road allowance between the townships of,
  - (i) Tyendinaga and Thurlow, and
  - (ii) Tyendinaga and Richmond;
- (c) part of the road allowance between lots,
  - (i) 5 and 6,
  - (ii) 10 and 11,
  - (iii) 15 and 16,
  - (iv) 20 and 21,
  - (v) 25 and 26,
  - (vi) 30 and 31, and
  - (vii) 35 and 36,

in Concession 1, north of the road; and

- (d) part of,
  - (i) the land under the waters of the Salmon River, and
  - (ii) the forced road in lots 22 and 23, Concession 1, north of the road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3102-20 filed in the office of the Registrar of Regulations at Toronto as No. 169.

10.4 miles, more or less.

O. Reg. 127/59, s. 5.

#### Schedule 60

In the Township of Richmond and the Town of Napanee, in the County of Lennox and Addington being,

- (a) part of lots 1 to 16, both inclusive, Concession 3;
- (b) part of lots 17 to 24, both inclusive, Concession 2, Range 2;
- (c) part of lots 25 to 28, both inclusive, Concession 1, Range 3;
- (d) part of Park Lot 11, in the Town of Napanee;
- (e) part of the land under the waters of Napanee River; and

(f) part of the road allowance between,

- (i) the townships of Richmond and Tyendinaga,
- (ii) lots 6 and 7, Concession 3,
- (iii) lots 12 and 13, Concession 3,
- (iv) lots 18 and 19, Concession 2, Range 2;
- (v) Concession 1, Range 2, and Concession 2, Range 2, and
- (vi) lots 24 and 25,

and being that portion of the King's Highway Coloured red and illustrated on Department of Highways plan P-3175-16 filed in the office of the Registrar of Regulations at Toronto as No. 202.

6.84 miles, more or less.

O. Reg. 127/59, s. 5.

### Schedule 61

#### TOWNSHIP INTERCHANGE

In the Township of Richmond in the County of Lennox and Addington being,

- (a) part of Lot 1, Concession 3; and
- (b) part of the road allowance between the townships of Tyendinaga and Richmond,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3175-36 registered in the registry office for the registry division of the County of Lennox and Addington as No. 499 for the Township of Richmond. O. Reg. 127/59, s. 5.

### Schedule 62

#### INTERCHANGE AT HIGHWAY NO. 41

In the Township of Richmond in the County of Lennox and Addington being part of lots 21 and 22, Concession 3, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3175-32 registered in the registry office for the registry division of the County of Lennox and Addington as No. 491 for the County of Lennox and Addington. O. Reg. 127/59, s. 5.

### Schedule 63

In the Township of North Fredericksburgh in the County of Lennox and Addington being,

- (a) part of lots 23 to 30, both inclusive, Concession 7;
- (b) part of the land under the waters of Napanee River; and
- (c) part of the road allowance between the townships of North Fredericksburgh and Ernestown,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3174-4 filed in the office of the Registrar of Regulations at Toronto as No. 198.

2.06 miles, more or less.

O. Reg. 127/59, s. 5.

### Schedule 64

In the Township of Ernestown in the County of Lennox and Addington being,

- (a) part of lots,
  - (i) 1 and 2, Concession 7,
  - (ii) 2 to 15, both inclusive, Concession 6,
  - (iii) 14 to 27, both inclusive, Concession 5,
  - (iv) 26 to 40, both inclusive, Concession 4, and
  - (v) 40 to 42, both inclusive, Concession 3;

(b) part of the road allowance between,

- (i) the townships of Ernestown and North Fredericksburgh,
- (ii) concessions 6 and 7,
- (iii) lots 10 and 11, Concession 6,
- (iv) concessions 5 and 6,
- (v) lots 19 and 20, Concession 5,
- (vi) lots 26 and 27, Concession 5,
- (vii) lots 26 and 27, Concession 4,
- (viii) concessions 4 and 5,
- (ix) lots 34 and 35, Concession 4,
- (x) concessions 3 and 4, and
- (xi) the townships of Ernestown and Kingston; and

(c) part of,

- (i) Wilton Road, and
- (ii) Mud Lake Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3173-31 filed in the office of the Registrar of Regulations at Toronto as No. 199.

11.25 miles, more or less.

O. Reg. 127/59, s. 5.

### Schedule 65

#### INTERCHANGE AT COUNTY ROAD NO. 4

In the Township of Ernestown in the County of Lennox and Addington being,

- (a) part of lots 20 and 21, Concession 5; and
- (b) part of the road allowance between lots 20 and 21, Concession 5,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3173-55 registered in the registry office for the registry division of the County of Lennox and Addington as No. 495 for the County of Lennox and Addington. O. Reg. 127/59, s. 5.

### Schedule 66

(RESERVED)



**Schedule 67**

In the Township of Kingston in the County of Frontenac being,

- (a) part of,
  - (i) lots 1 to 11, both inclusive, Concession 4, and
  - (ii) the road allowance between lots 9 and 10, Concession 4,
 western addition;
- (b) part of the road allowance between the townships of Ernestown and Kingston;
- (c) part of the road allowance between Lot 1, Concession 4, western addition, and Lot 2, Concession 4; and
- (d) part of,
  - (i) lots 2 to 14, both inclusive, Concession 4,
  - (ii) lots 13, 14, 15 and 16, Concession 3,
  - (iii) the road allowance between lots 9 and 10, Concession 4, and
  - (iv) the road allowance between concessions 3 and 4,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3036-28 filed in the office of the Registrar of Regulations at Toronto as No. 200.

6.40 miles, more or less.

O. Reg. 127/59, s. 5.

**Schedule 68**

In the Township of Kingston in the County of Frontenac being,

- (a) part of lots 16 to 21, both inclusive, Concession 3; and
- (b) part of the road allowance between lots 17 and 18, Concession 3;

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3036-5 filed in the office of the Registrar of Regulations at Toronto as No. 93.

1.4 miles, more or less.

O. Reg. 127/59, s. 5.

**Schedule 69**

In the City of Kingston in the County of Frontenac being,

- (a) part of lots 21, 22, 23 and 24, Concession 3, formerly in the Township of Kingston;
- (b) part of lots 2, 3, 5 and 6, registered plan 68; and
- (c) part of Division Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3036-4 filed in the office of the Registrar of Regulations at Toronto as No. 94.

2 miles, more or less.

O. Reg. 127/59, s. 5.

**Schedule 70**

In the Township of Kingston in the County of Frontenac being,

- (a) part of the lots known as 9, 10, 11 and 12, Concession west of the Great Cataraqui River;
- (b) part of Lot 36, Concession 4; and
- (c) part of,
  - (i) Montreal Street,
  - (ii) the road allowance between Concession 4 and Lot 12, Concession west of the Great Cataraqui River, and
  - (iii) part of the land under the waters of the Great Cataraqui River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3036-17 filed in the office of the Registrar of Regulations at Toronto as No. 161.

1.43 miles, more or less.

O. Reg. 127/59, s. 5.

**Schedule 71****INTERCHANGE AT HIGHWAY NO. 38**

In the Township of Kingston in the County of Frontenac being part of lots 10, 11 and 12, Concession 4, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3036-56 registered in the registry office for the registry division of Kingston and Frontenac as No. 779 Plans. O. Reg. 127/59, s. 5.

**Schedule 72****SYDENHAM ROAD INTERCHANGE**

In the Township of Kingston in the County of Frontenac being,

- (a) part of lots 15 and 16, Concession 3; and
- (b) part of,
  - (i) Sydenham Road, and
  - (ii) Portland Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3036-53 registered in the registry office for the registry division of Kingston and Frontenac as No. 785 Plans. O. Reg. 127/59, s. 5.

**Schedule 73****INTERCHANGE AT DIVISION STREET**

In the City of Kingston in the County of Frontenac being,

- (a) part of Lot 24, Concession 3;
- (b) part of lots 1, 2 and 3, registered plan 68;
- (c) lots 14, 15, 16, 17 and 18, registered plan 401;
- (d) part of lots 11, 12 and 13, registered plan 401; and
- (e) part of Division Street,



and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3036-55 registered in the registry office for the registry division of Kingston and Frontenac as No. 778 Plans. O. Reg. 127/59, s. 5.

#### Schedule 74

##### INTERCHANGE AT MONTREAL STREET

In the Township of Kingston and in the City of Kingston in the County of Frontenac being,

(a) part of,

(i) Lot 12, known as lots 10, 11 and 12, and

(ii) Lot 11, known as Lot 9,

Concession west of the Great Cataraqui River;

(b) part of Lot 6, registered plan 68;

(c) lots 9, 10, 11 and 12, registered plan 368; and

(d) part of Montreal Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3036-54 registered in the registry office for the registry division of Kingston and Frontenac as No. 777 Plans. O. Reg. 127/59, s. 5.

#### Schedule 75

In the Township of Pittsburgh in the County of Frontenac being,

(a) part of the land under the waters of the Great Cataraqui River;

(b) part of Lot D, Concession east of the Great Cataraqui River, formerly in the Township of Kingston;

(c) part of lots 39, 40 and 41, Concession 4, formerly in the Township of Kingston;

(d) part of the road allowance between Lot D, Concession east of the Great Cataraqui River, and Lot 39, Concession 4, formerly in the Township of Kingston;

(e) part of the Old Barrielfield Road;

(f) part of Lot 1, Concession 2;

(g) part of lots 1 to 38, both inclusive, Concession 3;

(h) part of the road allowance between,

(i) Lot 41, Concession 4, formerly in the Township of Kingston, and Lot 1, Concession 2, and

(ii) concessions 2 and 3;

(i) part of the road allowance between,

(i) lots 6 and 7, Concession 3,

(ii) lots 12 and 13, Concession 3,

(iii) lots 18 and 19, Concession 3,

(iv) lots 24 and 25, Concession 3,

(v) lots 30 and 31, Concession 3, and

(vi) the Township of Pittsburgh and the Township of Front of Leeds and Lansdowne,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3069-19 filed in the office of the Registrar of Regulations at Toronto as No. 162.

11.37 miles, more or less.

O. Reg. 127/59, s. 5.

#### Schedule 76

##### JOYCEVILLE SIDE ROAD INTERCHANGE

In the Township of Pittsburgh in the County of Frontenac being,

(a) part of lots 18 and 19, Concession 3;

(b) part of the road allowance between lots 18 and 19, Concession 3,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3069-47 registered in the registry office for the registry division of Kingston and Frontenac as No. 797 Plans. O. Reg. 127/59, s. 5.

#### Schedule 77

In the Township of Front of Leeds and Lansdowne, in that part formerly in the Township of Leeds, and in the Town of Gananoque, in the County of Leeds being,

(a) part of Lot A, Concession 1;

(b) part of lots 1 to 18, both inclusive, Concession 1;

(c) part of lots 4, 5 and 6, plan 113 by William Perceval, P.L.S., dated February, 1860;

(d) part of Lot H shown on the plan mentioned in clause c;

(e) part of lots 1112 and 1115, registered plan 86;

(f) part of the road allowance between,

(i) the townships of Leeds and Pittsburgh,

(ii) lots 6 and 7, Concession 1,

(iii) lots 12 and 13, Concession 1; and

(g) part of,

(i) the lands under the waters of the Gananoque River,

(ii) the South Lake Road, and

(iii) Kingston Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2140-14 filed in the office of the Registrar of Regulations at Toronto as No. 163.

5.01 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 78

##### INTERCHANGE AT HIGHWAY NO. 32

In the Township of Leeds and in the Town of Gananoque in the County of Leeds being,

(a) part of lots 12 and 13, Concession 1;

- (b) part of the road allowance between lots 12 and 13, Concession 1;
- (c) part of lots 4 to 14, both inclusive, registered plan 86;
- (d) lots 1, 2 and 3, registered plan 86; and
- (e) part of South Lake Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2140-39 registered in the registry office for the registry division of the County of Leeds as Nos. 2355 for the Township of Leeds and 5146 for the Town of Gananoque. O. Reg. 235/59, s. 4.

#### Schedule 79

1. In the Township of Front of Leeds and Lansdowne, in that part formerly in the Township of Leeds, in the County of Leeds being,

- (a) part of lots 17 to 24, both inclusive, Concession 1;
- (b) part of the road allowance between lots 18 and 19, Concession 1;
- (c) part of Kingston Road; and
- (d) part of the land under the waters of the St. Lawrence River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2026-35 filed in the office of the Registrar of Regulations at Toronto as No. 65.

2. In the Township of Front of Leeds and Lansdowne, in that part formerly in the Township of Lansdowne, in the County of Leeds being,

- (a) part of the road allowance between the former townships of Leeds and Lansdowne;
- (b) part of Lot A, Concession 1;
- (c) part of lots 1 to 5, both inclusive, Concession 1;
- (d) part of Broken Front lots 6 to 10, both inclusive, Concession 1;
- (e) part of lots 11 and 12, Concession 1;
- (f) part of Broken Front lots 13 and 14, Concession 1;
- (g) part of lots 15 to 24, both inclusive, Concession 1;
- (h) part of the road allowance between,

(i) Lot 12 and Broken Front Lot 13, and

(ii) lots 18 and 19,

in Concession 1;

- (i) part of Hay Road and part of River Road;
- (j) part of the land under the waters of the St. Lawrence River; and
- (k) part of the road allowance between the townships of Lansdowne and Escott,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2026-35 filed in the office of the Registrar of Regulations at Toronto as No. 65.

9.43 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 80

In the Township of Front of Escott in the County of Leeds being,

- (a) part of the commons;
- (b) part of lots 1 to 6, both inclusive, Broken Front Concession;
- (c) part of lots 8 to 24, both inclusive, Broken Front Concession;
- (d) part of lots P and Q, registered plan 192;
- (e) part of blocks,

(i) A,

(ii) B,

(iii) C,

(iv) D,

(v) E,

(vi) H, and

(vii) J,

shown on registered plan 196;

- (f) part of the road allowance,

(i) between the Township of Front of Leeds and Lansdowne and the Township of Front of Escott,

(ii) between the townships of Front of Escott and Front of Yonge,

(iii) between lots 6 and 7, Broken Front Concession,

(iv) between lots 12 and 13, Broken Front Concession, and

(v) between lots 18 and 19, Broken Front Concession;

- (g) part of Rockport Road; and

(h) part of the land under the waters of the St. Lawrence River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2016-19 filed in the office of the Registrar of Regulations at Toronto as No. 66.

7.25 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 81

In the Township of Front of Yonge in the County of Leeds being,

- (a) part of lots A and 1, Concession 1;
- (b) part of Lot A, Broken Front Concession;
- (c) part of lots 1 to 26, both inclusive, Broken Front Concession;
- (d) part of the land under the waters of the St. Lawrence River;
- (e) part of the road allowance between,

(i) the townships of Front of Yonge and Front of Escott,

- (ii) the townships of Front of Yonge and Elizabethtown,
- (iii) Concession 1 and Broken Front Concession,
- (iv) lots 6 and 7,
- (v) lots 12 and 13, and
- (vi) lots 18 and 19; and
- (f) part of River Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-1847-25 filed in the office of the Registrar of Regulations at Toronto as No. 67.

7.08 miles, more or less.

O. Reg. 235/59, s. 4.

### Schedule 82

In the Township of Elizabethtown and the Town of Brockville, in the County of Leeds being,

(a) part of lots 16 to 37, both inclusive, in Concession 1;

(b) part of commons (Lot 38) in Concession 1;

(c) all of lots,

- (i) 4 to 7, both inclusive, Block 9,
  - (ii) 3 and 4, Block F,
  - (iii) 1, Block G,
  - (iv) 2, Block G,
  - (v) 5, Block G,
  - (vi) 7, Block G,
  - (vii) 9, 10 and 11, Block G,
  - (viii) 1 to 8, both inclusive, Block N,
  - (ix) 10, 11 and 12, Block N,
  - (x) 2, 3 and 4, Block T,
  - (xi) 6, Block T,
  - (xii) 8, Block T,
  - (xiii) 11, Block T,
  - (xiv) 12, Block T,
  - (xv) 8, Block U,
  - (xvi) 7, Block X,
  - (xvii) 8, Block X,
  - (xviii) 12, Block Y, and
  - (xix) 13, Block Y,
- shown on registered plan 48;

(d) part of lots,

- (i) 3, Block 9,
  - (ii) 8, Block 9,
  - (iii) 9, Block 9,
  - (iv) 11, Block 12,
  - (v) 12, Block 12,
  - (vi) 14, Block 12,
  - (vii) 2, Block F,
  - (viii) 5, Block F,
  - (ix) 6, Block F,
  - (x) 8, Block F,
  - (xi) 11, Block F,
  - (xii) 12, Block F,
  - (xiii) 3, Block G,
  - (xiv) 6, Block G,
  - (xv) 8, Block G,
  - (xvi) 12, Block G,
  - (xvii) 4, Block M,
  - (xviii) 6, Block M,
  - (xix) 9, Block N,
  - (xx) 1, Block T,
  - (xxi) 5, Block T,
  - (xxii) 7, Block T,
  - (xxiii) 9, Block T,
  - (xxiv) 10, Block T,
  - (xxv) 1, Block U,
  - (xxvi) 2, Block U,
  - (xxvii) 4, Block U,
  - (xxviii) 6, Block U,
  - (xxix) 9, Block U,
  - (xxx) 6, Block X,
  - (xxxi) 11, Block Y,
  - (xxxii) 24, Block Y,
  - (xxxiii) part Lot C, and
  - (xxxiv) unnumbered Lot north of Main Street,
- shown on registered plan 48;
- (e) part of the streets named,
- (i) West,
  - (ii) Clow,
  - (iii) Armenia,
  - (iv) Beech,

- (v) Centre,
- (vi) Oak,
- (vii) Hill, and
- (viii) Main,

shown on registered plan 48;

- (f) part of Block F, registered plan 89;
- (g) part of Block E, registered plan 89;
- (h) part of Fernbank Avenue shown on registered plan 89;
- (i) part of centre commons, Concession 1;
- (j) part of lots 1 to 6, both inclusive, registered plan 17;
- (k) part of Centre Street shown on registered plan 17;
- (l) part of the road allowance between the townships of Front of Yonge and Elizabethtown;
- (m) part of the Kingston to Brockville Road;
- (n) part of Bayview Road shown on registered plan 80;
- (o) part of the road allowance between Lot 18 and centre commons in Concession 1;
- (p) part of the road allowance between lots 24 and 25, in Concession 1; and
- (q) part of the road allowance between lots 30 and 31, Concession 1,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2013-29, filed in the office of the Registrar of Regulations at Toronto as No. 68.

Except that portion of the above-mentioned highway lying within the limits of the Town of Brockville as established by an Order of the Ontario Municipal Board dated November 15, 1957 (P.F.M. 5096/56).

6.18 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 83

In the Township of Elizabethtown in the County of Leeds being,

- (a) part of lots 14 to 33, both inclusive. Concession 1;
- (b) part of Centre Commons;
- (c) part of the road allowance between,
  - (i) Lot 18 and Centre Commons,
  - (ii) lots 24 and 25, and
  - (iii) lots 30 and 31;
- (d) part of lots 40 to 43, both inclusive, registered plan 17; and
- (e) part of Centre Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan

P-3095-56 filed in the office of the Registrar of Regulations at Toronto as No. 210.

6.05 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 84

In the Township of Elizabethtown and the Town of Brockville, in the County of Leeds being,

- (a) part of commons (Lot A), Concession 1;
- (b) part of lots 1 to 9, both inclusive, Concession 1;
- (c) part of park lots 13, 16 and 17, registered plan 9;
- (d) part of lots 11 and 12, Concession 1;
- (e) part of lots 3 and 11, registered plan 4;
- (f) part of the road allowance between,
  - (i) the townships of Elizabethtown and Augusta, and
  - (ii) lots 6 and 7, Concession 1;
- (g) part of,
  - (i) the public road in Lot 3, Concession 1,
  - (ii) First Avenue,
  - (iii) North Augusta Road,
  - (iv) Bartholomew Street,
  - (v) Farmer Street,
  - (vi) Park Street,
  - (vii) the road to Manhard's Corners,
  - (viii) McClellan Street, and
  - (ix) Brockville to Smith's Falls Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3095-11 filed in the office of the Registrar of Regulations at Toronto as No. 117.

3.21 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 85

##### INTERCHANGE AT HIGHWAY NO. 2

In the Township of Elizabethtown in the County of Leeds being part of lots 32, 33 and 34, Concession 1, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plans P-3095-74 and P-3095-107 registered in the registry office for the registry division of the County of Leeds as Nos. 11359 and 12566, for the Township of Elizabethtown, respectively. O. Reg. 235/59, s. 4.

#### Schedule 86

##### INTERCHANGE AT HIGHWAY NO. 29

In the Township of Elizabethtown and in the Town of Brockville in the County of Leeds being,

- (a) part of Lot 12, Concession 1;



(b) part of lots 2, 3, 6, 7, 8, 9, 10, 11, 12 and 17, registered plan 4; and

(c) part of,

- (i) Brockville to Manhard's Corners Road,
- (ii) Victoria Road,
- (iii) Jefferson Street,
- (iv) Beauregard Street,
- (v) Russell Street,
- (vi) McClellan Street, and
- (vii) Merrimac Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3095-67 registered in the registry office for the registry division of the County of Leeds as No. 11069 for the Township of Elizabethtown.

0.36 mile, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 87

##### INTERCHANGE AT NORTH AUGUSTA ROAD

In the Town of Brockville in the County of Leeds being,

- (a) part of blocks R and Q, registered plan 253;
- (b) part of the lands dedicated for public highway by registered plan 253;
- (c) part of Lot 8, Concession 1, formerly in the Township of Elizabethtown; and
- (d) part of the road allowance between concessions 1 and 2, formerly in the Township of Elizabethtown;
- (e) part of Lawrence Street; and
- (f) part of North Augusta Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3095-80 registered in the registry office for the registry division of the County of Leeds as No. 12106 for the Town of Brockville. O. Reg. 235/59, s. 4.

#### Schedule 88

In the Township of Augusta in the County of Grenville being,

- (a) part of lots 29 to 37, both inclusive, Concession 1;
- (b) part of Park Lot 36 shown on a registered plan by Harry Lillie, P.L.S., registered in the registry office for the registry division of the County of Grenville on July 3, 1865;
- (c) part of the lands shown on registered plan 11;
- (d) part of the road allowance between the townships of Augusta and Elizabethtown; and
- (e) part of the Maitland to Merrickville Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2818-15 filed in the office of the Registrar of Regulations at Toronto as No. 186.

2.08 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 89

In the Township of Augusta and in the Town of Prescott in the County of Grenville being,

- (a) part of lots 5 to 29, both inclusive, Concession 1;
- (b) part of lots 8 to 11, both inclusive, Concession 2;
- (c) part of lots O, R and S, registered plan 19;
- (d) part of the Centre Common, Concession 1;
- (e) part of Lot E, registered plan 19;
- (f) part of the road allowance between lots,
  - (i) 6 and 7,
  - (ii) 12 and 13,
  - (iii) 24 and 25,

Concession 1;

(g) part of the road allowance between concessions 1 and 2; and

(h) part of the Prescott and Kemptville Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2818-28 filed in the office of the Registrar of Regulations at Toronto as No. 187.

7.04 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 90

##### INTERCHANGE AT MAITLAND AND MERRICKVILLE ROAD

In the Township of Augusta in the County of Grenville being,

- (a) part of lots 29 and 30, Concession 1;
- (b) part of lots 29 and 30, Concession 2;
- (c) part of park lots 34, 35 and 36, according to a plan by Henry Lillie, P.L.S., registered July 3, 1865;
- (d) part of the road allowance between concessions 1 and 2; and
- (e) part of the Maitland and Merrickville Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2818-44 registered in the registry office for the registry division of the County of Grenville as No. 54 for the Township of Augusta. O. Reg. 235/59, s. 4.

#### Schedule 91

##### INTERCHANGE AT KEMPTVILLE ROAD

In the Town of Prescott in the County of Grenville being,

- (a) part of lots E, H and O, registered plan 19; and
- (b) part of the Prescott and Kemptville Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2818-46 registered in the registry office for the registry division of the County of Grenville as No. 50 for the Town of Prescott. O. Reg. 235/59, s. 4.



**Schedule 92**

In the Town of Prescott and in the Township of Edwardsburgh in the County of Grenville being,

- (a) part of lots C and E, registered plan 19, in the Town of Prescott;
- (b) part of commons (Lot 38) in Concession 1 in the Township of Edwardsburgh, now in the Town of Prescott;
- (c) part of Lot 37 in Concession 1 in the Township of Edwardsburgh, now in the Town of Prescott;
- (d) part of the road allowance between the townships of Augusta and Edwardsburgh, now in the Town of Prescott;

(e) part of lots 31 to 37, both inclusive, in Concession 1 in the Township of Edwardsburgh;

(f) part of lots,

(i) 8 to 16, both inclusive, on the south side of 11th Street,

(ii) 20, 21 and 22, on the south side of 11th Street,

(iii) 7 and 8 on the north side of 10th Street,

(iv) 12 to 20, both inclusive, on the north side of 10th Street, and

(v) 7 to 10, both inclusive, on the south side of 10th Street,

according to registered plan 6 of the Town Plot of Johnstown in the Township of Edwardsburgh;

(g) all of lots,

(i) 9 to 11, both inclusive, on the north side of 10th Street, and

(ii) 17 to 19, both inclusive, on the south side of 11th Street,

according to registered plan 6 of the Town Plot of Johnstown in the Township of Edwardsburgh;

(h) part of Nine Mile Road, in rear of the Town Plot of Johnstown in the Township of Edwardsburgh;

(i) part of the following streets in the Town Plot of Johnstown in the Township of Edwardsburgh,

(i) 10th Street,

(ii) 11th Street,

(iii) Charlotte Street,

(iv) Queen Street,

(v) King Street,

(vi) George Street,

(vii) Frederick Street,

(viii) William Street,

(ix) Edward Street, and

(x) Ernest Street;

(j) part of park lots C and D in the rear of the Town Plot of Johnstown in the Township of Edwardsburgh;

(k) part of lots 31 and 32 in Concession 2 of the Township of Edwardsburgh; and

(l) part of the road allowance between concessions 1 and 2 in the Township of Edwardsburgh,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2818-6 filed in the office of the Registrar of Regulations at Toronto as No. 57.

3.01 miles, more or less.

O. Reg. 235/59, s. 4.

**Schedule 93**

In the Township of Edwardsburgh in the County of Grenville being,

(a) part of Commons Lot 1;

(b) part of lots 1 to 15, both inclusive, Concession 2;

(c) part of lots 14 to 17, both inclusive, Concession 1;

(d) part of lots 17 to 22, both inclusive, Concession 2;

(e) part of Commons Lot B;

(f) part of lots 21, 22 and 23, Concession 1;

(g) part of the road allowance between,

(i) the townships of Edwardsburgh and Matilda,

(ii) Commons Lot 1 and Lot 1, Concession 2,

(iii) lots 6 and 7, Concession 2,

(iv) lots 12 and 13, Concession 2,

(v) Lot 18 and Commons Lot B, Concession 2, and

(vi) concessions 1 and 2;

(h) part of lots 1 to 10, both inclusive, Range 7 east of Johnstown;

(i) part of lots 1 to 5, both inclusive, Range 8 east of Johnstown;

(j) part of lots 9 to 11, both inclusive, Range 8 east of Johnstown;

(k) part of,

(i) Lot 1, north of 9th Street,

(ii) lots 1 to 7, south of 10th Street, and

(iii) lots 1 to 7, north of 10th Street, in the Town Plot of Johnstown; and

(l) part of,

(i) the road allowance opened by By-law 158,

(ii) Sophia Street,

(iii) Mary Street,

- (iv) Elizabeth Street,
- (v) Augusta Street, and
- (vi) 10th Street,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2816-30 filed in the office of the Registrar of Regulations at Toronto as No. 190.

7.14 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 94

(RESERVED)

#### Schedule 95

##### INTERCHANGE AT COUNTY ROAD NO. 22

In the Township of Edwardsburgh in the County of Grenville being,

- (a) part of lots 6 and 7, Concession 2; and
- (b) part of the road allowance between lots 6 and 7, Concession 2,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2816-42 registered in the registry office for the registry division of the County of Grenville as No. 118 for the Township of Edwardsburgh. O. Reg. 235/59, s. 4.

#### Schedule 96

In the Township of Matilda and in the Village of Iroquois in the County of Dundas being,

- (a) part of East Commons, Concession 1;
- (b) part of lots 1 to 20, both inclusive, Concession 1;
- (c) part of Centre Commons, Concession 1;
- (d) part of Lot A, Range 2, Broken Concession;
- (e) part of lots 25 to 37, Range 2, Broken Concession;
- (f) part of West Commons or Lot 38, Range 2, Broken Concession;
- (g) part of,
  - (i) lots 20 to 24, both inclusive, Concession 1,
  - (ii) Lot A, Range 2, Broken Concession, and
  - (iii) the road allowance between Lot 24, Concession 1, and Lot A, Range 2, Broken Concession,

in the Village of Iroquois, in that part formerly in the Township of Matilda;

- (h) part of,
  - (i) Hanes Road, and
  - (ii) County Road No. 2; and
- (i) part of the road allowance between,
  - (i) lots 6 and 7, Concession 1,

- (ii) lots 12 and 13, Concession 1, and
- (iii) lots 30 and 31, Range 2, Broken Concession,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3151-5 filed in the office of the Registrar of Regulations at Toronto as No. 191.

9.33 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 97

##### INTERCHANGE AT COUNTY ROAD NO. 1

In the Township of Matilda and in the Village of Iroquois in the County of Dundas being,

- (a) part of lots A and 25, Range 2, Broken Concession;
- (b) part of Lot 24, Concession 1; and
- (c) part of the road allowance between Lot 24, Concession 1, and Lot A, Range 2, Broken Concession,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3151-17 registered in the registry office for the registry division of the County of Dundas as No. 119. O. Reg. 235/59, s. 4.

#### Schedule 98

In the Township of Williamsburgh and in the Village of Morrisburg in the County of Dundas being,

- (a) part of,
  - (i) lots 3 to 12, both inclusive, Concession 1,
  - (ii) lots 14 to 27, both inclusive, Concession 1,
  - (iii) lots 33 to 37, both inclusive, Concession 1,
  - (iv) lots 1, 2 and 3, Concession 2,
  - (v) Centre Commons, Concession 1,
  - (vi) West Commons, Concession 1, and
  - (vii) East Commons, Concession 2,
- in the Township of Williamsburgh; and
- (b) part of,
  - (i) lots 28 to 33, both inclusive, Concession 1, and
  - (ii) the road allowance between lots 30 and 31, Concession 1,

in the Village of Morrisburg;

- (c) all of the lands dedicated as public highway and lying between blocks J and H and Block K shown on registered plan 42, in the Township of Williamsburgh; and
- (d) part of the road allowance between,
  - (i) concessions 1 and 2,
  - (ii) lots 6 and 7, Concession 1,

- (iii) lots 12 and 13, Concession 1,
- (iv) Centre Commons and Lot 19, Concession 1, and
- (v) lots 24 and 25, Concession 1,

in the Township of Williamsburgh,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3135-25 filed in the office of the Registrar of Regulations at Toronto as No. 275.

9.38 miles, more or less.

O. Reg. 24/60, s. 3.

### Schedule 99

#### INTERCHANGE AT HIGHWAY NO. 31

In the Township of Williamsburgh and in the Village of Morrisburg in the County of Dundas being,

- (a) part of lots 29, 30 and 31, Concession 1, formerly in the Township of Williamsburgh;
- (b) part of lots 29, 30 and 31, Concession 2; and
- (c) part of the road allowance between,
  - (i) lots 30 and 31, and
  - (ii) concessions 1 and 2,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3135-23 registered in the registry office for the registry division of the County of Dundas as No. 123. O. Reg. 235/59, s. 4.

### Schedule 100

In the Township of Osnabruck in the County of Stormont being,

- (a) part of,
  - (i) lots 1 to 37, both inclusive, Concession 2,
  - (ii) Lot A, Concession 2,
  - (iii) Centre Commons, Concession 2, and
  - (iv) Lot 38 or West Commons, Concession 2; and
- (b) part of the road allowance between,
  - (i) lots 6 and 7, Concession 2,
  - (ii) lots 12 and 13, Concession 2,
  - (iii) Lot 18 and Centre Commons, Concession 2,
  - (iv) lots 24 and 25, Concession 2, and
  - (v) lots 30 and 31, Concession 2,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3146-6 filed in the office of the Registrar of Regulations at Toronto as No. 193.

9.24 miles, more or less.

O. Reg. 235/59, s. 4.

### Schedule 101

#### INTERCHANGE AT COUNTY ROAD NO. 12

In the Township of Osnabruck in the County of Stormont being,

- (a) part of lots 6 and 7, Concession 2;
- (b) part of lots 6 and 7, Concession 3; and
- (c) part of the road allowance between,
  - (i) lots 6 and 7, and
  - (ii) concessions 2 and 3,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3146-7 registered in the registry office for the registry division of the County of Stormont as No. 20469 for the Township of Osnabruck. O. Reg. 235/59, s. 4.

### Schedule 102

1. In the Township of Cornwall in the County of Stormont being,

- (a) part of lots 27 to 38, both inclusive, Concession 5, otherwise known as 2nd Concession, 5th Range;
- (b) part of lots 23 to 26, both inclusive, Concession 5, otherwise known as 3rd Concession, 5th Range;
- (c) part of lots 20, 21 and 22, Concession 5, otherwise known as 4th Concession, 5th Range;
- (d) part of Lot 18, Concession 4, otherwise known as 3rd Concession, 4th Range; and
- (e) part of the road allowance between,
  - (i) the concessions referred to in clauses *c* and *d*,
  - (ii) lots 24 and 25, included in clause *b*, and
  - (iii) lots 30 and 31, included in clause *a*,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3147-29 filed in the office of the Registrar of Regulations at Toronto as No. 290.

2. In the Township of Cornwall and in the City of Stormont in the County of Stormont being,

- (a) part of lots 15, 16 and 17, Concession 4, otherwise known as 3rd Concession, 4th Range, in the Township of Cornwall; and
- (b) part of,
  - (i) Lot 15, Concession 4, otherwise known as 3rd Concession, 4th Range,
  - (ii) Lot 15, Concession 3, otherwise known as 2nd Concession, 3rd Range, and
  - (iii) the road allowance between the concessions referred to in subclauses *i* and *ii*,

in that part of the City of Cornwall, formerly in the Township of Cornwall,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3147-29 filed in the office of the Registrar of Regulations at Toronto as No. 290.

3. In the City of Cornwall in the County of Stormont being,

(a) part of,

(i) lots 4 to 9, both inclusive, and

(ii) lots 11 to 14, both inclusive,

Concession 3, otherwise known as 2nd Concession, 3rd Range, formerly in the Township of Cornwall;

(b) part of,

(i) lots 1 to 5, both inclusive, and

(ii) lots A, B, C and D,

Concession 2, otherwise known as 1st Concession, 2nd Range, formerly in the Township of Cornwall;

(c) part of,

(i) Block B, and

(ii) lots 36, 37 and 38,

registered plan 209;

(d) part of Block A, registered plan 182;

(e) part of,

(i) lots 12 to 16, both inclusive, and

(ii) St. Andrew Road,

registered plan 156;

(f) part of the road allowance between,

(i) the concessions referred to in clauses *a* and *b*,

(ii) lots 6 and 7, included in clause *a*, and

(iii) lots 12 and 13, included in clause *a*,

formerly in the Township of Cornwall; and

(g) part of Boundary Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3147-29 filed in the office of the Registrar of Regulations at Toronto as No. 290.

11.53 miles, more or less.

O. Reg. 89/60, s. 1.

### Schedule 103

#### INTERCHANGE AT MOULINETTE ROAD

In the Township of Cornwall in the County of Stormont being,

(a) part of lots 37 and 38, Concession 5 (also known as 2nd Concession, 5th Range);

(b) part of lots 37 and 38, Concession 6; and

(c) part of the road allowance between,

(i) lots 37 and 38, Concession 6, and

(ii) Concession 5 (also known as 2nd Concession, 5th Range) and Concession 6,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3147-27 filed in the office of the Registrar of Regulations at Toronto as No. 267. O. Reg. 235/59, s. 4.

### Schedule 104

(RESERVED)

### Schedule 105

(RESERVED)

### Schedule 106

#### INTERCHANGE AT COUNTY ROAD NO. 26

In the City of Cornwall, in the County of Stormont being part of Lot D, Concession 2, formerly in the Township of Cornwall, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3147-21 registered in the registry office for the registry division of the County of Stormont as No. 37796 for the City of Cornwall. O. Reg. 235/59, s. 4.

### Schedule 107

In the Township of Charlottenburgh in the County of Glengarry being,

(a) part of lots F, G, H, I, K and L, Concession Front on the lake;

(b) part of Lot 60, north side of River Aux Raisins;

(c) part of lots A, B, C, D and E, Triangular Gore, south side of River Aux Raisins;

(d) part of lots 1 and 2, south side of River Aux Raisins;

(e) part of lots 1 to 4, both inclusive, Concession 1 or Front on the lake;

(f) part of lots 5 to 26, both inclusive, Concession 2 from the lake;

(g) part of lots 1 to 16, both inclusive, Concession 2, St. Regis Indian Reservation;

(h) part of lots 13 to 16, both inclusive, Concession 3, St. Regis Indian Reservation;

(i) part of,

(i) Military Road,

(ii) Fraser Road,

(iii) McLean Sideroad, and

(iv) Nine Mile Road;

(j) part of land under the waters of River Aux Raisins; and

(k) part of the road allowance between,

(i) Lot E, Triangular Gore, south side River Aux Raisins, and Lot F, Concession Front on the lake,

(ii) Lot A, Triangular Gore, south side River Aux Raisins, and Lot 1, south side River Aux Raisins, and Lot 1, Concession 1 or Front on the lake,

(iii) Concession 1 or Front on the lake and Concession 3 or Gore, south side River Aux Raisins,



- (iv) lots 7 and 8, Concession 2 from the lake,
- (v) lots 13 and 14, Concession 2 from the lake,
- (vi) lots 19 and 20, Concession 2 from the lake,
- (vii) Lot 26, Concession 2 from the lake, and Lot 1, Concession 2, St. Regis Indian Reservation,
- (viii) lots 9 and 10, Concession 2, St. Regis Indian Reservation, and
- (ix) concessions 2 and 3, St. Regis Indian Reservation,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3126-5 filed in the office of the Registrar of Regulations at Toronto as No. 268.

10.93 miles, more or less.

O. Reg. 235/59, s. 4.

#### Schedule 108

##### INTERCHANGE AT COUNTY ROAD NO. 26

In the Township of Charlottenburgh in the County of Glengarry being,

- (a) part of Lot 18, Concession 2, St. Regis Indian Reservation;
- (b) part of lots 15 and 16, Concession 3, St. Regis Indian Reservation;
- (c) part of the road allowance between concessions 2 and 3, St. Regis Indian Reservation,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3126-24 registered in the registry office for the registry division of the County of Glengarry as No. 1908 for the Township of Indian Lands. O. Reg. 235/59, s. 4.

#### Schedule 109

##### INTERCHANGE AT NINE MILE ROAD

In the Township of Charlottenburgh in the County of Glengarry being,

- (a) part of lots 13 and 14, Concession 2; and
- (b) part of,
  - (i) the road allowance between lots 13 and 14, Concession 2, and
  - (ii) the Nine Mile Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3126-15 registered in the registry office for the registry division of the County of Glengarry as No. 977 for the Township of Charlottenburgh. O. Reg. 235/59, s. 4.

#### Schedule 110

##### INTERCHANGE AT HIGHWAY NO. 34

In the Township of Charlottenburgh in the County of Glengarry being part of Lot 1, Concession Front on the lake, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3126-21 registered in the registry office for the registry division of the County of Glengarry as No. 1659 for the Township of Charlottenburgh. O. Reg. 235/59, s. 4.

#### Schedule 111

In the Township of Lancaster in the County of Glengarry being,

- (a) part of lots 1 to 38, both inclusive, Concession 1; and
- (b) part of the road allowance between,
  - (i) lots 8 and 9, Concession 1,
  - (ii) lots 16 and 17, Concession 1,
  - (iii) lots 24 and 25, Concession 1, and
  - (iv) lots 31 and 32, Concession 1,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3178-5 registered in the registry office for the registry division of the County of Glengarry as No. 3631 for the Township of Lancaster.

9.09 miles, more or less.

O. Reg. 64/60, s. 1.

#### Schedule 112

##### INTERCHANGE AT HIGHWAY NO. 34

In the Township of Lancaster in the County of Glengarry being part of Lot 38, Concession 1, and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3178-4 registered in the registry office for the registry division of the County of Glengarry as No. 1658 for the Township of Lancaster. O. Reg. 235/59, s. 4.



## Regulation 217

### under The Highway Improvement Act

#### DESIGNATION—TORONTO TO WINDSOR (HWY. NO. 401)

1. Those portions of the King's Highway described in the schedules hereto are designated as controlled-access highways. O. Reg. 221/59, s. 1.

#### Schedule 1

##### INTERCHANGE AT YONGE STREET

In the Township of North York in the County of York being,

- (a) part of,
  - (i) lots 13 and 14, Concession 1, east of Yonge Street, and
  - (ii) lots 13 and 14, Concession 1, west of Yonge Street; and
- (b) part of,
  - (i) Lord Seaton Road,
  - (ii) Yonge Street, and
  - (iii) Old Yonge Street,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-353 filed in the office of the Registrar of Regulations at Toronto as No. 241.

0.27 mile, more or less.

O. Reg. 221/59, Sched. 1.

#### Schedule 2

1. In the Township of North York in the County of York being,

- (a) part of lots 12 and 13, Concession 1, west of Yonge Street;
- (b) part of,
  - (i) lots 56 to 60, both inclusive, and
  - (ii) Lot 33,
 registered plan 2395;
- (c) part of lots 45 to 49, both inclusive, registered plan 1841;
- (d) all of lots,
  - (i) 724 to 746, both inclusive, and
  - (ii) 768 to 780, both inclusive,
 registered plan 2571;
- (e) part of Lot 781, registered plan 2571; and
- (f) part of,
  - (i) Yonge Boulevard,

- (ii) Summit Drive,
- (iii) Sandringham Drive,
- (iv) Avenue Road,
- (v) Maple Drive, and
- (vi) Bidewell Avenue,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-304 filed in the office of the Registrar of Regulations at Toronto as No. 265.

2. In the Township of North York in the County of York being,

- (a) part of lots,
  - (i) 446 to 449, both inclusive,
  - (ii) 460 to 466, both inclusive,
  - (iii) 480 to 483, both inclusive, and
  - (iv) 526,
 registered plan 1841;
- (b) all of lots,
  - (i) 467 to 469, both inclusive, and
  - (ii) 484 to 487, both inclusive,
 registered plan 1841;
- (c) Lot 1, registered plan 2361;
- (d) part of Lot 2, registered plan 2361;
- (e) part of lots,
  - (i) 562 to 570, both inclusive,
  - (ii) 596 to 601, both inclusive,
  - (iii) 603 and 604,
  - (iv) 617 and 618,
  - (v) 622, 623 and 624,
  - (vi) 627,
  - (vii) 631 and 632,
  - (viii) 641 to 648, both inclusive,
  - (ix) 652 to 659, both inclusive,
  - (x) 662 to 672, both inclusive, and
  - (xi) 726 to 732, both inclusive,
 registered plan 2044,
- (f) all of lots,
  - (i) 602,
  - (ii) 619 to 621, both inclusive,

- (iii) 628 to 630, both inclusive,
  - (iv) 649 to 651, both inclusive, and
  - (v) 660 and 661,
- registered plan 2044;
- (g) part of lots 20 to 25, both inclusive, registered plan 3172;
  - (h) part of lots,
    - (i) 4, 7 and 8,
    - (ii) 119 to 121, both inclusive,
    - (iii) 142 to 145, both inclusive,
    - (iv) 147,
    - (v) 150 to 152, both inclusive, and
    - (vi) 155 to 158, both inclusive,
 registered plan 1831;
  - (i) all of lots,
    - (i) 5 and 6,
    - (ii) 146, and
    - (iii) 153 and 154,
 registered plan 1831;
  - (j) part of lots 1 to 5, both inclusive, registered plan 1904;
  - (k) part of Lot 10, Concession 2, west of Yonge Street;
  - (l) part of lots,
    - (i) 18 to 20, both inclusive,
    - (ii) 43 and 44,
    - (iii) 48,
    - (iv) 51 to 59, both inclusive,
    - (v) 65,
    - (vi) 84,
    - (vii) 89 to 96, both inclusive,
    - (viii) 100,
    - (ix) 161 to 165, both inclusive,
    - (x) 167 to 175, both inclusive,
    - (xi) 188,
    - (xii) 204 and 206,
    - (xiii) 218 to 233, both inclusive,
    - (xiv) 404 to 417, both inclusive, and
    - (xv) 630 to 633, both inclusive,
 registered plan 2053;
  - (m) all of lots,
    - (i) 15 to 17, both inclusive,
    - (ii) 45 and 46,
    - (iii) 49 and 50,
  - (iv) 60 to 64, both inclusive,
  - (v) 85 to 88, both inclusive,
  - (vi) 97 to 99, both inclusive,
  - (vii) 166,
  - (viii) 176 to 187, both inclusive,
  - (ix) 205, and
  - (x) 212 to 217, both inclusive,
- registered plan 2053;
- (n) part of Lot 9, Concession 2, west of Yonge Street;
  - (o) part of lots,
    - (i) 32, and
    - (ii) 53 to 72, both inclusive,
 registered plan 2322;
  - (p) all of lots,
    - (i) 25 to 31, both inclusive, and
    - (ii) 33 to 52, both inclusive,
 registered plan 2322;
  - (q) part of lots 3 to 12, both inclusive, registered plan 867;
  - (r) part of lots,
    - (i) 4 to 11, both inclusive, and
    - (ii) 15 to 21, both inclusive,
 registered plan 3192;
  - (s) lots 12 to 14, both inclusive, registered plan 3192;
  - (t) part of Lot 9, Concession 4, west of Yonge Street;
  - (u) part of lots,
    - (i) 168 to 179, both inclusive,
    - (ii) 186, and
    - (iii) 188 to 199, both inclusive,
 registered plan 3649;
  - (v) Lot 187, registered plan 3649;
  - (w) part of lots 1 to 5, both inclusive, plan M-558;
  - (x) part of blocks A and C, plan M-553;
  - (y) part of lots,
    - (i) 2 to 8, both inclusive, and
    - (ii) 13 to 17, both inclusive,
 registered plan 2372;
  - (z) part of Lot 10, Concession 5, west of Yonge Street;
  - (aa) part of Block Y, registered plan 3129;
  - (ab) part of lots,
    - (i) 8,

- (ii) 12,
  - (iii) 32,
  - (iv) 36,
  - (v) 56,
  - (vi) 60,
  - (vii) 80,
  - (viii) 84,
  - (ix) 104,
  - (x) 108,
  - (xi) 128, and
  - (xii) 132,
- registered plan 1835;
- (ac) all of lots,
- (i) 9 to 11, both inclusive,
  - (ii) 33 to 35, both inclusive,
  - (iii) 57 to 59, both inclusive,
  - (iv) 81 to 83, both inclusive,
  - (v) 105 to 107, both inclusive, and
  - (vi) 129 to 131, both inclusive,
- registered plan 1835;
- (ad) part of Lot 1 fronting on Weston Road, registered plan 2360;
- (ae) part of lots 6 to 11, both inclusive, fronting on Golfview Avenue, registered plan 2360;
- (af) part of Lot 11 fronting on Weston Road, registered plan 236;
- (ag) lots 12 and 13, fronting on Weston Road, registered plan 236; and
- (ah) part of,
- (i) Bidewell Avenue,
  - (ii) Avenue Road,
  - (iii) Armour Boulevard,
  - (iv) Bideford Road,
  - (v) Delhi Avenue,
  - (vi) Ridley Boulevard,
  - (vii) Belfast Avenue,
  - (viii) Eastbourne Avenue,
  - (ix) Southbourne Avenue,
  - (x) Northmount Avenue,
  - (xi) Wilson Avenue,
  - (xii) Falkirk Avenue,
  - (xiii) Argyle Avenue,
  - (xiv) Bathurst Street,
  - (xv) Lexington Street,

- (xvi) Dayton Street,
- (xvii) Carhartt Street,
- (xviii) Winton Street,
- (xix) Brightwood Street,
- (xx) King George's Drive,
- (xxi) Delahaye Street,
- (xxii) Marquette Avenue,
- (xxiii) Dufferin Street,
- (xxiv) Clandeboye Avenue,
- (xxv) Ava Street,
- (xxvi) Connie Street,
- (xxvii) Cornelius Parkway,
- (xxviii) Jay Street,
- (xxix) Keele Street,
- (xxx) Orchardview Avenue,
- (xxxi) Ansel Avenue,
- (xxxii) Springview Avenue,
- (xxxiii) Mousley Avenue,
- (xxxiv) Jane Street,
- (xxxv) Dalbeattie Avenue,
- (xxxvi) Langside Avenue,
- (xxxvii) Pelmo Crescent,
- (xxxviii) Wadsworth Crescent,
- (xxxix) Keltie Avenue,
- (xl) Nubana Avenue,
- (xli) Winoka Avenue,
- (xlii) Weston Road, and
- (xliii) all of Graham Avenue,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-304 filed in the office of the Registrar of Regulations at Toronto as No. 265.

6.94 miles, more or less.

O. Reg. 221/59, Sched. 2.

### Schedule 3

#### INTERCHANGE AT AVENUE ROAD

In the Township of North York in the County of York being,

- (a) part of,
- (i) lots 439 to 444, both inclusive,
  - (ii) lots 446, 447 and 448,
  - (iii) lots 460 to 466, both inclusive,
  - (iv) lots 480 to 483, both inclusive,
  - (v) Lot 487,

(vi) lots 530 and 531, and

(vii) lots 546, 547 and 548,

registered plan 1841;

(b) all of lots,

(i) 432 to 438, both inclusive,

(ii) 449 to 459, both inclusive,

(iii) 521 to 529, both inclusive, and

(iv) 549 to 552, both inclusive,

registered plan 1841;

(c) part of lots,

(i) 560 to 567, both inclusive,

(ii) 726 to 732, both inclusive, and

(iii) 737 and 738,

registered plan 2044;

(d) all of lots,

(i) 733 to 736, both inclusive, and

(ii) 783 and 784,

registered plan 2044;

(e) part of lots 2, 3 and 4, registered plan 2631;

(f) part of Block A, registered plan 2222;

(g) part of,

(i) Armour Boulevard,

(ii) Bideford Road,

(iii) Delhi Avenue, and

(iv) Avenue Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-303 filed in the office of the Registrar of Regulations at Toronto as No. 240. O. Reg. 221/59, Sched. 3.

#### Schedule 4

##### INTERCHANGE AT BATHURST STREET

In the Township of North York in the County of York being,

(a) all of lots 1, 2, 3 and 149, registered plan 1831;

(b) part of lots 4, 7, 8, 116, 119, 120, 121, 147, 150, 151 and 152, registered plan 1831;

(c) all of Lot 6, registered plan 1904;

(d) part of lots 1, 2, 3, 4 and 5, registered plan 1904;

(e) part of,

(i) Wilson Avenue,

(ii) Burncrest Avenue, and

(iii) Falkirk Avenue,

and being those portions of the King's Highway coloured red and illustrated on Department of High-

ways plan P-2770-300 filed in the office of the Registrar of Regulations at Toronto as No. 239. O. Reg. 221/59, Sched. 4.

#### Schedule 5

##### INTERCHANGE AT DUFFERIN STREET

In the Township of North York in the County of York being,

(a) part of Lot 9, Concession 2, west of Yonge Street;

(b) part of Lot 10, Concession 3, west of Yonge Street;

(c) all of lots,

(i) 1 to 7, both inclusive,

(ii) 119 to 130, both inclusive, and

(iii) 134 to 141, both inclusive,

registered plan 3191;

(d) part of,

(i) Lot 133,

(ii) lots 142, 143 and 144, and

(iii) lots 153 and 154,

registered plan 3191;

(e) part of the lane adjoining and east of lots 2 to 7, both inclusive, registered plan 3191;

(f) all of lots 219, 220 and 221, registered plan 3829;

(g) part of lots 3 and 4, registered plan 867;

(h) part of,

(i) Delaney Drive, and

(ii) Eden Avenue,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-301 filed in the office of the Registrar of Regulations at Toronto as No. 238. O. Reg. 221/59, Sched. 5.

#### Schedule 6

##### INTERCHANGE AT KEELE STREET

In the Township of North York in the County of York being,

(a) part of Lot 10, Concession 3, west of Yonge Street;

(b) part of lots 9 and 10, Concession 4, west of Yonge Street;

(c) part of lots,

(i) 1 to 4, both inclusive,

(ii) 8 to 11, both inclusive,

(iii) 15 to 18, both inclusive, and

(iv) 22 to 24, both inclusive,

shown on registered plan 3192; and

- (d) part of,
  - (i) Jay Street, and
  - (ii) Keele Street,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-272 filed in the office of the Registrar of Regulations at Toronto as No. 237. O. Reg. 221/59, Sched. 6.

#### Schedule 7

##### INTERCHANGE AT JANE STREET

In the Township of North York in the County of York being,

- (a) part of Lot 10, Concession 5, west of Yonge Street; and
- (b) part of Lot 18, plan M-458,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-302 filed in the office of the Registrar of Regulations at Toronto as No. 236. O. Reg. 221/59, Sched. 7.

#### Schedule 8

##### INTERCHANGE AT HIGHWAY NO. 400

In the Township of North York in the County of York being,

- (a) part of lots 2 to 5, both inclusive, registered plan 2372;
- (b) part of lots 13 to 16, both inclusive, registered plan 2372;
- (c) part of lots 21, 22 and 36, plan M-458; and
- (d) part of,
  - (i) Langside Avenue,
  - (ii) Pellatt Avenue,
  - (iii) Dalbeattie Avenue,
  - (iv) Wilson Avenue, and
  - (v) Wardlaw Avenue,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-286 filed in the office of the Registrar of Regulations at Toronto as No. 235. O. Reg. 221/59, Sched. 8.

#### Schedule 9

##### INTERCHANGE AT WESTON ROAD

In the Township of North York in the County of York being,

- (a) part of,
  - (i) lots 3, 8, 27, 32, 51, 56, 60, 75, 80, 84, 104, 108, 128, 132, 151 and 152,
  - (ii) Winoka Avenue,
  - (iii) Nubana Avenue, and
  - (iv) Keltie Avenue,

shown on registered plan 1835;

- (b) all of lots 4, 5, 6, 7, 15, 16, 28, 29, 30, 31, 39, 40, 52, 53, 54, 55, 76, 77, 78, 79, 101, 102, 103 and 127, shown on registered plan 1835;
- (c) all of lots 61, 62, 63, 64, 85, 86 and 87, registered plan 3129;
- (d) part of lots 65, 88, 89, 109, 110, 111 and 156, registered plan 3129;
- (e) part of Winoka Avenue, registered plan 1835; and
- (f) part of Wardlaw Avenue, Nubana Avenue, and Keltie Avenue, registered plan 3129,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2770-273 filed in the office of the Registrar of Regulations at Toronto as No. 234. O. Reg. 221/59, Sched. 9.

#### Schedule 10

In the Township of Etobicoke in the County of York being,

- (a) part of,
  - (i) Lot 25, Concession C,
  - (ii) Lot 25, Concession B,
  - (iii) lots 23, 24 and 25, Concession A,
  - (iv) lots 21, 22 and 23, Concession 1, and
  - (v) lots 18, 19, 20 and 21, Concession 2,
 fronting the Humber;
- (b) part of,
  - (i) lots 4, 5, 6 and 7, and
  - (ii) Lot 75,
 registered plan 3565;
- (c) all of lots 1, 2 and 3, registered plan 3565;
- (d) part of St. George's Boulevard, registered plan 3565;
- (e) part of the ten-foot strip dedicated as public highway by registered plan 3565;
- (f) part of the road allowance between,
  - (i) concessions C and B,
  - (ii) concessions B and A, commonly known as Islington Avenue,
  - (iii) concessions A and 1, commonly known as Kipling Avenue,
  - (iv) lots 21 and 22, Concession 1, and
  - (v) concessions 1 and 2,
 fronting the Humber;
- (g) part of Dixon Road; and
- (h) part of the land under the waters of the Humber River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2948-23 filed in the office of the Registrar of Regulations at Toronto as No. 87.

3.3 miles, more or less.

O. Reg. 221/59, Sched. 10.



**Schedule 11**

## INTERCHANGE AT ISLINGTON AVENUE

In the Township of Etobicoke in the County of York being,

- (a) part of lots 24 and 25, Concession A, fronting the Humber;
- (b) part of lots 24 and 25, Concession B, fronting the Humber;
- (c) part of the lands dedicated as public highway by registered plan 4106; and
- (d) part of Islington Avenue,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2948-83 filed in the office of the Registrar of Regulations at Toronto as No. 266. O. Reg. 221/59, Sched. 11.

**Schedule 12**

## INTERCHANGE AT DIXON ROAD

In the Township of Etobicoke in the County of York being,

- (a) part of lots 21 and 22, Concession 1, fronting the Humber;
- (b) part of Lot 21, Concession 2, fronting the Humber;
- (c) part of Dixon Road;
- (d) part of the road allowance between,
  - (i) lots 21 and 22, Concession 1, fronting the Humber, and
  - (ii) concessions 1 and 2, fronting the Humber,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2948-47 filed in the office of the Registrar of Regulations at Toronto as No. 232. O. Reg. 221/59, Sched. 12.

**Schedule 13**

## INTERCHANGE AT HIGHWAY NO. 27

In the Township of Etobicoke in the County of York being,

- (a) part of lots 17, 18, 19 and 20, Concession 2, fronting the Humber;
- (b) part of lots 17, 18 and 19, Concession 3, fronting the Humber;
- (c) part of Lot 17, Concession 4, fronting the Humber;
- (d) part of the road allowance between concessions 2 and 3, fronting the Humber;
- (e) part of Richview Road;
- (f) part of the road allowance between concessions 3 and 3, fronting the Humber; and
- (g) part of the road allowance between the townships of Etobicoke and Toronto Gore,

and being those portions of the King's Highway coloured red and illustrated on Department of High-

ways plan P-2948-33 filed in the office of the Registrar of Regulations at Toronto as No. 220.

0.57 mile, more or less.

O. Reg. 221/59, Sched. 13.

**Schedule 14**

## INTERCHANGE AT RENFORTH DRIVE

In the Township of Etobicoke in the County of York being,

- (a) part of lots 18 and 17, Concession 3, fronting the Humber;
- (b) part of lots 18 and 17, Concession 4, fronting the Humber;
- (c) part of,
  - (i) the road allowance between concessions 3 and 4, fronting the Humber, commonly known as Renforth Drive, and
  - (ii) Richview Side Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2948-69 registered in the registry office for the registry division of the east and west riding of the County of York as No. 5384. O. Reg. 269/59, s. 7 (14).

**Schedule 15**

In the Township of Toronto in the County of Peel being,

- (a) part of Lot 1, Concession 7, southern division (Toronto Gore);
- (b) part of lots,
  - (i) 1 and 2, Concession 6,
  - (ii) 2 and 3, Concession 5,
  - (iii) 3 and 4, Concession 4,
  - (iv) 4 and 5, Concession 3,
  - (v) 5 and 6, Concession 2, and
  - (vi) 5 and 6, Concession 1,
 east of Hurontario Street;
- (c) part of lots,
  - (i) 6 and 7, Concession 1,
  - (ii) 7 and 8, Concession 2,
  - (iii) 8 and 9, Concession 3,
  - (iv) 9 and 10, Concession 4,
  - (v) 10, 11 and 12, Concession 5, and
  - (vi) 11, 12, 13 and 14, Concession 6,
 west of Hurontario Street;
- (d) part of the road allowance between the townships of,
  - (i) Toronto and Etobicoke, and
  - (ii) Toronto and Trafalgar;

- (e) part of the road allowance between Concession 7, southern division, and Concession 6, east of Hurontario Street;
- (f) part of the road allowance between,
- (i) concessions 5 and 6,
  - (ii) concessions 4 and 5,
  - (iii) concessions 3 and 4,
  - (iv) concessions 2 and 3,
  - (v) concessions 1 and 2,
  - (vi) lots 5 and 6, Concession 2, and
  - (vii) lots 5 and 6, Concession 1,
- east of Hurontario Street;
- (g) part of Hurontario Street;
- (h) part of the road allowance between,
- (i) concessions 1 and 2,
  - (ii) concessions 2 and 3,
  - (iii) concessions 3 and 4,
  - (iv) concessions 4 and 5,
  - (v) lots 10 and 11, Concession 5, and
  - (vi) concessions 5 and 6,
- west of Hurontario Street; and
- (i) part of the lands under the waters of the Credit River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3108-22 filed in the office of the Registrar of Regulations at Toronto as No. 221.

11.14 miles, more or less.

O. Reg. 269/59, s. 7 (15).

#### Schedule 16

##### INTERCHANGE AT DIXIE ROAD

In the Township of Toronto in the County of Peel being,

- (a) part of lots,
- (i) 3 and 4, Concession 3, and
  - (ii) 3 and 4, Concession 4,
- east of Hurontario Street; and
- (b) part of the road allowance between concessions 3 and 4 east of Hurontario Street, commonly known as Dixie Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3108-45 registered in the registry office for the registry division of the County of Peel as No. 108571 for the Township of Toronto. O. Reg. 269/59, s. 7 (16).

#### Schedule 17

##### INTERCHANGE AT HIGHWAY NO. 10

In the Township of Toronto in the County of Peel being,

- (a) part of lots 6 and 7, Concession 1, east of Hurontario Street;
- (b) part of lots 6 and 7, Concession 1, west of Hurontario Street; and
- (c) part of Hurontario Street,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3108-51 registered in the registry office for the registry division of the County of Peel as No. 111988 for the Township of Toronto. O. Reg. 269/59, s. 7 (17).

#### Schedule 18

##### INTERCHANGE AT STREETSVILLE ROAD

In the Township of Toronto in the County of Peel being,

- (a) part of lots 9 and 10, Concession 4, west of Hurontario Street;
- (b) part of lots 9 and 10, Concession 5, west of Hurontario Street; and
- (c) part of the road allowance between concessions 4 and 5 west of Hurontario Street,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3108-54 registered in the Registry Office for the registry division of the County of Peel as No. 113445 for the Township of Toronto. O. Reg. 269/59, s. 7 (18).

#### Schedule 19

In the Township of Trafalgar in the County of Halton being,

- (a) part of Lot 14 in each of concessions 5 to 11, both inclusive;
- (b) part of Lot 15 in each of concessions 4 to 10, both inclusive; and
- (c) part of the road allowance between,
- (i) the townships of Trafalgar and Esquering,
  - (ii) concessions 4 and 5,
  - (iii) concessions 5 and 6,
  - (iv) concessions 6 and 7,
  - (v) concessions 7 and 8,
  - (vi) concessions 8 and 9,
  - (vii) concessions 9 and 10,
  - (viii) concessions 10 and 11, and
  - (ix) the townships of Trafalgar and Toronto,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3170-6 filed in the office of the Registrar of Regulations at Toronto as No. 222.

6.30 miles, more or less.

O. Reg. 269/59, s. 7 (19).

**Schedule 20****INTERCHANGE AT HORNBY ROAD**

In the Township of Trafalgar in the County of Halton being,

- (a) part of Lot 14 in each of concessions 7 and 8;
- (b) part of Lot 15 in each of concessions 7 and 8; and
- (c) part of the road allowance between concessions 7 and 8,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3170-25 registered in the registry office for the registry division of the County of Halton as No. 1063 for the Township of Trafalgar. O. Reg. 271/60, s. 1 (20).

**Schedule 21**

In the Township of Esquesing in the County of Halton being,

- (a) part of lots 1 and 2, Concession 4;
- (b) part of Lot 2, Concession 3;
- (c) part of lots 2, 3 and 4, Concession 2;
- (d) part of lots 4 and 5, Concession 1;
- (e) part of the road allowance between,
  - (i) the townships of Esquesing and Trafalgar,
  - (ii) concessions 3 and 4,
  - (iii) concessions 2 and 3,
  - (iv) concessions 1 and 2, and
  - (v) the townships of Esquesing and Nassagaweya,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3171-4 filed in the office of the Registrar of Regulations at Toronto as No. 223.

3.28 miles, more or less.

O. Reg. 269/59, s. 7 (21).

**Schedule 22****INTERCHANGE AT HIGHWAY NO. 25**

In the Township of Esquesing in the County of Halton being,

- (a) part of lots 2 and 3, Concession 2;
- (b) part of lots 2 and 3, Concession 3; and
- (c) part of the road allowance between concessions 2 and 3,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3171-18 registered in the registry office for the registry division of the County of Halton as No. 824 for the Township of Esquesing. O. Reg. 269/59, s. 7 (22).

**Schedule 23**

In the Township of Nassagaweya in the County of Halton being,

- (a) part of Lot 5 in each of concessions 5, 6 and 7;
- (b) part of lots 5, 6 and 7, Concession 4;
- (c) part of Lot 7 in each of concessions 2 and 3;
- (d) part of lots 8 and 9, Concession 2;
- (e) part of lots 9 and 10, Concession 1; and
- (f) part of the road allowance between,
  - (i) the townships of Nassagaweya and Esquesing,
  - (ii) concessions 6 and 7,
  - (iii) concessions 5 and 6,
  - (iv) concessions 4 and 5,
  - (v) lots 5 and 6, Concession 4,
  - (vi) concessions 3 and 4,
  - (vii) concessions 2 and 3,
  - (viii) concessions 1 and 2, and
  - (ix) the townships of Nassagaweya and Puslinch,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3172-6 filed in the office of the Registrar of Regulations at Toronto as No. 224.

6.33 miles, more or less.

O. Reg. 269/59, s. 7 (23).

**Schedule 24****INTERCHANGE AT NELSON STREET**

In the Township of Nassagaweya in the County of Halton being,

- (a) part of Lot 7, Concession 3;
- (b) part of Lot 7, Concession 4; and
- (c) part of the road allowance between concessions 3 and 4,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3172-36 registered in the registry office for the registry division of the County of Halton as No. 1004 for the Township of Nassagaweya. O. Reg. 103/60, s. 1 (24).

**Schedule 25**

In the Township of Puslinch in the County of Wellington being,

- (a) part of lots 36 and 37, Concession 11;
- (b) part of lots 33, 34, 35 and 36, Concession 10;
- (c) part of lots 30, 31, 32 and 33, Concession 9;
- (d) part of lots 28, 29, 30 and 31, Concession 8;
- (e) part of lots 25, 26, 27, 28 and 29, Concession 7;

- (f) part of lots 1 to 27, both inclusive, Concession 2;
- (g) part of Lot 1, Concession 1;
- (h) part of the road allowance between,
  - (i) the townships of Puslinch and Nassagaweya,
  - (ii) concessions 10 and 11,
  - (iii) lots 35 and 36, Concession 10,
  - (iv) concessions 9 and 10,
  - (v) concessions 8 and 9,
  - (vi) lots 30 and 31, concessions 8 and 9,
  - (vii) lots 25 and 26, Concession 7,
  - (viii) concessions 2 and 7,
  - (ix) lots 25 and 26, Concession 2,
  - (x) lots 20 and 21, Concession 2,
  - (xi) lots 15 and 16, Concession 2,
  - (xii) lots 10 and 11, Concession 2,
  - (xiii) lots 5 and 6, Concession 2,
  - (xiv) concessions 1 and 2, and
  - (xv) the townships of Puslinch and Waterloo; and

(i) part of Aboukir Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3156-10 filed in the office of the Registrar of Regulations at Toronto as No. 225.

13.02 miles, more or less.

O. Reg. 269/59, s. 7 (25).

#### Schedule 26

##### INTERCHANGE AT HIGHWAY NO. 6

In the Township of Puslinch in the County of Wellington being,

- (a) part of lots 28, 29 and 30, Concession 7;
- (b) part of lots 28, 29 and 30, Concession 8; and
- (c) part of Aboukir Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3156-51 registered in the registry office for the registry division of the centre riding of the County of Wellington as No. 304 Highway Plans.

O. Reg. 269/59, s. 7 (26).

#### Schedule 27

##### INTERCHANGE AT COUNTY ROAD NO. 50

In the Township of Puslinch in the County of Wellington being,

- (a) part of lots 15 and 16, Concession 2; and
- (b) part of the road allowance between lots 15 and 16, Concession 2,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3156-52 registered in the registry office for the registry division of the south and centre ridings of the County of Wellington as No. 305 (Highway Plans). O. Reg. 269/59, s. 7.

#### Schedule 28

##### INTERCHANGE AT PINE BUSH ROAD

In the Township of Puslinch in the County of Wellington being,

- (a) part of Lot 1 in each of concessions 1 and 2, and
- (b) part of the road allowance between,
  - (i) concessions 1 and 2, and
  - (ii) the townships of Waterloo and Puslinch,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3156-54 registered in the registry office for the registry division of the south and centre ridings of the County of Wellington as No. 309 (Highway Plans). O. Reg. 269/59, s. 7 (28).

#### Schedule 29

In the Township of Waterloo in the County of Waterloo being,

- (a) part of,
  - (i) lots 6 and 7, Concession 2,
  - (ii) Lot 6, Concession 3, and
  - (iii) lots 6 and 7, Concession 4,

Beasley's Lower Block; and

- (b) part of the road allowance between,
  - (i) the townships of Waterloo and Puslinch,
  - (ii) concessions 2 and 3, Beasley's Lower Block, and
  - (iii) concessions 1 and 2, Beasley's Lower Block,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3092-13 filed in the office of the Registrar of Regulations at Toronto as No. 226.

2.44 miles, more or less.

O. Reg. 269/59, s. 7 (29).

#### Schedule 30

In the Township of Waterloo in the County of Waterloo being,

- (a) part of lots 7 and 8, Concession 1, Beasley's Lower Block;
- (b) part of,
  - (i) lots 24, 25 and 26, and
  - (ii) lots 6 and 7,

Broken Front Concession, Beasley's Lower Block, east of the Grand River;



- (c) part of lots 6, 7, 8, 9, 10 and 11, Beasley's old survey west of the Grand River in the Lower Block;
- (d) part of Bean's unnumbered tract; and
- (e) part of the road allowance between,
  - (i) concessions 1 and 2, Beasley's Lower Block, and
  - (ii) the townships of Waterloo and North Dumfries,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3092-102 filed in the office of the Registrar of Regulations at Toronto as No. 308.

5.63 miles, more or less.

O. Reg. 338/60, s. 1 (30).

### Schedule 31

#### INTERCHANGE AT PINE BUSH ROAD

In the Township of Waterloo in the County of Waterloo being,

- (a) part of lots 6 and 7, Concession 4, Beasley's Lower Block; and
- (b) part of the road allowance between the townships of Waterloo and Puslinch,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3092-29 registered in the registry office for the registry division of the County of Waterloo as No. 432 for the Township of Waterloo. O. Reg. 269/59, s. 7 (31).

### Schedule 32

#### INTERCHANGE AT HIGHWAY NO. 24

In the Township of Waterloo and in the Town of Hespeler and in the City of Galt in the County of Waterloo being,

- (a) part of lots 6 and 7, Concession 1, Beasley's Lower Block;
- (b) part of lots 6, 7 and 8, Concession 2, Beasley's Lower Block; and
- (c) part of the road allowance between concessions 1 and 2, Beasley's Lower Block,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3092-75 registered in the registry office for the registry division of the County of Waterloo as No. 599 for the County of Waterloo. O. Reg. 231/60, s. 1 (32).

### Schedule 33

#### INTERCHANGE AT HIGHWAY NO. 8

In the Township of Waterloo and in the Town of Preston in the County of Waterloo being,

- (a) part of lots 5, 6 and 24, Broken Front Concession, Beasley's Lower Block, east of the Grand River; and
- (b) part of lots 1, 2, 3, 4, 8 and 10, registered plan 731,

and being those portions of the King's Highway coloured red and illustrated on Department of High-

ways plan P-3092-79 registered in the registry office for the registry division of the County of Waterloo as No. 609 for the County of Waterloo. O. Reg. 231/60, s. 1 (33).

### Schedule 34

#### INTERCHANGE AT COUNTY ROAD 6

In the Township of Waterloo in the County of Waterloo being,

- (a) part of lots 6 and 9, Beasley's old survey, Lower Block, west of the Grand River; and
- (b) part of Bean's unnumbered tract,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3092-78 registered in the registry office for the registry division of the County of Waterloo as No. 601 for the County of Waterloo. O. Reg. 231/60, s. 1 (34).

### Schedule 35

In the Township of North Dumfries in the County of Waterloo being,

- (a) part of lots 37 and 38, Concession 9;
- (b) part of lots 31 to 37, both inclusive, Concession 10;
- (c) part of lots 25 to 31, both inclusive, Concession 11;
- (d) part of lots 29 to 31, both inclusive, Concession 12;
- (e) part of the road allowance between,

(i) the townships of North Dumfries and Blenheim,

(ii) concessions 9 and 10,

(iii) lots 36 and 37, Concession 10,

(iv) concessions 10 and 11,

(v) lots 30 and 31, Concession 11,

(vi) concessions 11 and 12,

(vii) lots 30 and 31, Concession 12, and

(viii) the townships of North Dumfries and Waterloo,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3164-11 filed in the office of the Registrar of Regulations at Toronto as No. 270.

6.28 miles, more or less.

O. Reg. 269/59, s. 7 (35).

### Schedule 36

#### INTERCHANGE AT HIGHWAY NO. 97

In the Township of North Dumfries, in the County of Waterloo being,

- (a) part of lots 30 and 31, Concession 10;
- (b) part of lots 30 and 31, Concession 11; and



- (c) part of the road allowance between,
- (i) lots 30 and 31, Concession 10, and
  - (ii) concessions 10 and 11,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3164-28 registered in the registry office for the registry division of the County of Waterloo as No. 521 for the County of Waterloo. O. Reg. 23/60, s. 2 (36).

#### Schedule 37

In the Township of Blenheim in the County of Oxford being,

- (a) part of Lot 1, Concession 11;
- (b) part of lots 1 to 6, both inclusive, Concession 10;
- (c) part of lots 6 to 12, both inclusive, Concession 9;
- (d) part of lots 12 to 15, both inclusive, Concession 8;
- (e) part of lots 14 to 19, both inclusive, Concession 7;
- (f) part of lots 19, 20 and 21, Concession 6;
- (g) part of lots 20 to 24, both inclusive, Concession 5; and
- (h) part of the road allowance between,
  - (i) concessions 4 and 5,
  - (ii) concessions 5 and 6,
  - (iii) concessions 6 and 7,
  - (iv) concessions 7 and 8,
  - (v) concessions 8 and 9,
  - (vi) concessions 9 and 10,
  - (vii) concessions 10 and 11,
  - (viii) lots 6 and 7, Concession 9,
  - (ix) lots 12 and 13, Concession 8,
  - (x) lots 18 and 19, Concession 7,
  - (xi) the townships of Blenheim and Blandford, and
  - (xii) the townships of Blenheim and North Dumfries,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3162-24 filed in the office of the Registrar of Regulations at Toronto as No. 271.

10.63 miles, more or less.

O. Reg. 269/59, s. 7 (37).

#### Schedule 38

##### INTERCHANGE AT DRUMBO ROAD

In the Township of Blenheim in the County of Oxford being,

- (a) part of lots 19 and 20, Concession 7; and
- (b) part of Lot 19, Concession 6,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3162-27 registered in the registry office for the registry division of the County of Oxford as No. 812. O. Reg. 23/60, s. 3 (37A).

#### Schedule 39

In the Township of Blandford in the County of Oxford being,

- (a) part of lots 9 and 10, Concession 1;
- (b) part of lots 6 to 9, both inclusive, Concession 2;
- (c) part of lots 3 to 6, both inclusive, Concession 3;
- (d) part of lots 1, 2 and 3, Concession 4;
- (e) part of Lot 1, Concession 5; and
- (f) part of the road allowance between,
  - (i) the townships of Blandford and East Oxford,
  - (ii) concessions 1 and 2,
  - (iii) lots 6 and 7, Concession 2,
  - (iv) concessions 2 and 3,
  - (v) concessions 3 and 4,
  - (vi) concessions 4 and 5, and
  - (vii) the townships of Blandford and Blenheim,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3079-16 filed in the office of the Registrar of Regulations at Toronto as No. 272.

4.97 miles, more or less.

O. Reg. 269/59, s. 7 (38).

#### Schedule 40

##### INTERCHANGE AT HIGHWAY NO. 2

In the Township of Blandford in the County of Oxford being,

- (a) part of lots 9, 10 and 11, Concession 1; and
- (b) part of the road allowance between the townships of Blandford and East Oxford,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3079-30 registered in the registry office for the registry division of the County of Oxford as No. 854. O. Reg. 269/59, s. 7 (39).

#### Schedule 41

In the Township of East Oxford in the County of Oxford being,

- (a) part of lots 10, 11 and 12, Concession 1;
- (b) part of lots 12 to 20, both inclusive, Concession 2;
- (c) part of lots 20, 21 and 22, Concession 3; and
- (d) part of the road allowance between,
  - (i) concessions 1 and 2,

- (ii) lots 12 and 13, Concession 2,
- (iii) lots 18 and 19, Concession 2,
- (iv) concessions 2 and 3, and
- (v) the townships of East Oxford and West Oxford,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3046-2 filed in the office of the Registrar of Regulations at Toronto as No. 83.

5 miles, more or less.

O. Reg. 269/59, s. 7 (40).

#### Schedule 42

##### INTERCHANGE AT HIGHWAY NO. 2

In the Township of East Oxford in the County of Oxford being,

- (a) part of lots 9, 10 and 11, Concession 1; and
- (b) part of the road allowance between the townships of East Oxford and Blandford,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3046-35 registered in the registry office for the registry division of the County of Oxford as No. 727. O. Reg. 269/59, s. 7 (41).

#### Schedule 43

##### INTERCHANGE AT COUNTY ROAD NO. 14

In the Township of East Oxford in the County of Oxford being,

- (a) part of lots 11 and 12, Concession 1;
- (b) part of lots 11, 12 and 13, Concession 2; and
- (c) part of the road allowance between concessions 1 and 2,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3046-36 registered in the registry office for the registry division of the County of Oxford as No. 728. O. Reg. 269/59, s. 7 (42).

#### Schedule 44

##### INTERCHANGE AT HIGHWAY NO. 59

In the Township of East Oxford in the County of Oxford being,

- (a) part of lots 18, 19 and 20, Concession 2;
- (b) part of Lot 19, Concession 3; and
- (c) part of the road allowance between,
  - (i) lots 18 and 19, Concession 2, and
  - (ii) concessions 2 and 3,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3046-34 registered in the registry office for the registry division of the County of Oxford as No. 715. O. Reg. 269/59, s. 7 (43).

#### Schedule 45

##### INTERCHANGE AT SWEABURG ROAD

In the Township of East Oxford in the County of Oxford being,

- (a) part of Lot 22, Concession 3; and
- (b) part of the road allowance between the townships of East Oxford and West Oxford,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3046-38 registered in the registry office for the registry division of the County of Oxford as No. 726. O. Reg. 269/59, s. 7 (44).

#### Schedule 46

In the Township of West Oxford in the County of Oxford being,

- (a) part of Lot 3, registered plan 501;
- (b) part of lots 1 to 25, both inclusive, Concession 2;
- (c) part of the road allowance between,
  - (i) the townships of West Oxford and East Oxford,
  - (ii) Lot 1 and the Gore of West Oxford,
  - (iii) lots 6 and 7, Concession 2,
  - (iv) lots 12 and 13, Concession 2,
  - (v) lots 18 and 19, Concession 2,
  - (vi) lots 24 and 25, Concession 2, and
  - (vii) the townships of West Oxford and Dereham; and
- (d) part of,
  - (i) old Stage Road,
  - (ii) Norwich Road, and
  - (iii) Culloden Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3035-7 filed in the office of the Registrar of Regulations at Toronto as No. 84.

9.3 miles, more or less.

O. Reg. 269/59, s. 7 (45).

#### Schedule 47

##### INTERCHANGE AT SWEABURG ROAD

In the Township of West Oxford in the County of Oxford being,

- (a) part of Lot 3, registered plan 501, formerly in the Gore of West Oxford;
- (b) part of Lot 1, Concession 2; and
- (c) part of the road allowance between the townships of West Oxford and East Oxford,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3035-31 registered in the registry office for the registry division of the County of Oxford as No. 730. O. Reg. 269/59, s. 7 (46).

**Schedule 48**

In the Township of Dereham in the County of Oxford being,

- (a) part of lots 23 to 28, both inclusive, Concession 1;
- (b) part of Lot 28, Concession 2; and
- (c) part of the road allowance between,
  - (i) the townships of Dereham and West Oxford,
  - (ii) concessions 1 and 2, and
  - (iii) the townships of Dereham and North Dorchester,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3062-2 filed in the office of the Registrar of Regulations at Toronto as No. 85.

2.1 miles, more or less.

O. Reg. 269/59, s. 7 (47).

**Schedule 49**

In the Township of North Dorchester in the County of Middlesex being,

- (a) part of lots A and B, Concession 1, south of River Thames;
- (b) part of lots 1 to 10, both inclusive, Concession 1, south of River Thames;
- (c) part of lots 5 and 6, east side of road shown on registered plan 158;
- (d) part of lots 5 and 6, west side of road shown on registered plan 158;
- (e) part of Lot 12, Concession 1, south of River Thames;
- (f) part of lots 5 and 6, registered plan 158, on west range of Lot 12, Concession 1, south of River Thames;
- (g) part of lots 13 and 14, Concession 1, south of River Thames;
- (h) part of lots 1, 5 and 6, registered plan 185;
- (i) part of lots 15 to 24, both inclusive, Concession 1, south of River Thames;
- (j) part of the road allowance between,
  - (i) the townships of Dereham and North Dorchester,
  - (ii) Lot B and Lot 1, Concession 1, south of River Thames,
  - (iii) lots 6 and 7, Concession 1, south of River Thames,
  - (iv) lots 12 and 13, Concession 1, south of River Thames,
  - (v) lots 18 and 19, Concession 1, south of River Thames, and
  - (vi) the townships of North Dorchester and Westminster;
- (k) part of the road shown on registered plan 185; and

- (l) part of the road shown on that part of registered plan 158 in Lot 11, Concession 1, south of River Thames,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3047-10 filed in the office of the Registrar of Regulations at Toronto as No. 91.

9.7 miles, more or less.

O. Reg. 269/59, s. 7 (48).

**Schedule 50****INTERCHANGE AT PUTNAM ROAD**

In the Township of North Dorchester in the County of Middlesex being part of Lot 4, Concession 1, and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3047-52 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 101531 Miscellaneous. O. Reg. 269/59, s. 7 (49).

**Schedule 51****INTERCHANGE AT HIGHWAY NO. 73**

In the Township of North Dorchester in the County of Middlesex being,

- (a) part of lots 3 to 8, both inclusive, registered plan 158;
- (b) part of lots 12 and 13, Concession 1; and
- (c) part of the road allowance between lots 12 and 13, Concession 1,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3047-51 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 100180 Miscellaneous. O. Reg. 269/59, s. 7 (50).

**Schedule 52****INTERCHANGE AT COUNTY ROAD NO. 32**

In the Township of North Dorchester in the County of Middlesex being,

- (a) part of lots 18 and 19, Concession 1, and
- (b) part of the road allowance between lots 18 and 19, Concession 1,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3047-54 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 101580 Miscellaneous. O. Reg. 269/59, s. 7 (51).

**Schedule 53****INTERCHANGE AT HIGHWAY NO. 74**

In the Township of North Dorchester in the County of Middlesex being,

- (a) part of Lot 24, Concession 1; and
- (b) part of the road allowance between,
  - (i) the townships of North Dorchester and Westminster, and
  - (ii) concessions 1 and 2,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3047-53 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 101581 Miscellaneous. O. Reg. 269/59, s. 7 (52).

#### Schedule 54

In the Township of Westminster in the County of Middlesex being,

- (a) part of lots 1 to 22, both inclusive, Concession 2;
- (b) part of lots 15, 16, 17 and 18, Concession 3;
- (c) part of lots 18, 19 and 20, Concession 4;
- (d) part of lots 20, 21 and 22, Concession 5;
- (e) part of lots 22 and 23, Concession 6;
- (f) part of lots 55 to 59, both inclusive, east of North Branch of Talbot Road;
- (g) part of the road allowance between,
  - (i) the townships of Westminster and North Dorchester,
  - (ii) lots 6 and 7, Concession 2,
  - (iii) lots 12 and 13, Concession 2,
  - (iv) lots 18 and 19, Concession 2,
  - (v) concessions 2 and 3,
  - (vi) lots 15 and 16, Concession 3,
  - (vii) concessions 3 and 4,
  - (viii) concessions 4 and 5,
  - (ix) lots 20 and 21, Concession 5,
  - (x) concessions 5 and 6,
  - (xi) Lot 23, Concession 6, and Lot 59, east of North Branch of Talbot Road, and
  - (xii) lots 55 and 56, east of North Branch of Talbot Road; and
- (h) part of,
  - (i) Wellington Road, and
  - (ii) North Branch of Talbot Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3053-10 filed in the office of the Registrar of Regulations at Toronto as No. 92.

11.5 miles, more or less.

O. Reg. 269/59, s. 7 (53).

#### Schedule 55

In the Township of Westminster in the County of Middlesex being,

- (a) part of lots 24 and 25, Gore Concession;
- (b) part of Lots 51, 52, 53, 54 and 55, Concession West of North Branch of Talbot Road;
- (c) part of the road allowance between,
  - (i) the townships of Delaware and Westminster,

- (ii) the Gore Concession and Concession West of North Branch of Talbot Road, and

- (iii) lots 50 and 51, Concession West of North Branch of Talbot Road; and

- (d) part of North Branch of Talbot Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3053-33 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 75837 Miscellaneous.

2.28 miles, more or less.

O. Reg. 269/59, s. 7 (54).

#### Schedule 56

##### INTERCHANGE AT HIGHWAY NO. 74

In the Township of Westminster in the County of Middlesex being,

- (a) part of Lot 1, Concession 2; and
- (b) part of the road allowance between the townships of Westminster and North Dorchester,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3053-72 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 102302 Miscellaneous. O. Reg. 47/60, s. 3 (55).

#### Schedule 57

##### INTERCHANGE AT COUNTY ROAD NO. 37

In the Township of Westminster in the County of Middlesex being,

- (a) part of lots 12 and 13, Concession 2; and
- (b) part of the road allowance between lots 12 and 13, Concession 2,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3053-70 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 101583 Miscellaneous. O. Reg. 47/60, s. 3 (56).

#### Schedule 58

##### INTERCHANGE AT Highbury Avenue

In the Township of Westminster in the County of Middlesex being,

- (a) part of lots 15, 16 and 17, Concession 2; and
- (b) part of Highbury Avenue,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3053-79 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 110121 Miscellaneous. O. Reg. 47/60, s. 3 (57).

#### Schedule 59

##### INTERCHANGE AT WELLINGTON ROAD

In the Township of Westminster in the County of Middlesex being,



(a) part of lots 15 and 16, Concession 3; and

(b) part of,

(i) the road allowance between lots 15 and 16, Concession 3, and

(ii) Wellington Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3053-71 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 101582 Miscellaneous. O. Reg. 47/60, s. 3 (58).

#### Schedule 60

##### INTERCHANGE AT HIGHWAY NO. 4

In the Township of Westminster in the County of Middlesex being,

(a) part of lots 53, 54 and 55, Concession East of North Branch of Talbot Road;

(b) part of Lot 55, Concession West of North Branch of Talbot Road; and

(c) part of North Branch of Talbot Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3053-68 registered in the registry office for the registry division of the east and north riding of the County of Middlesex as No. 100488 Miscellaneous. O. Reg. 47/60, s. 3 (59).

#### Schedule 61

In the Township of Delaware in the County of Middlesex being,

(a) part of Lot 24, Concession 4; and

(b) part of the road allowance between the townships of,

(i) Delaware and Westminster, and

(ii) Delaware and Southwold,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3163-2 filed in the office of the Registrar of Regulations at Toronto as No. 276.

0.34 mile, more or less.

O. Reg. 47/60, s. 3 (60).

#### Schedule 62

##### TOWN LINE INTERCHANGE

In the Township of Delaware in the County of Middlesex being,

(a) part of Lot 24, Concession 4; and

(b) part of the road allowance between the townships of,

(i) Delaware and Southwold, and

(ii) Delaware and Westminster,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3163-4 registered in the Registry Office

for the registry division of the west riding of the County of Middlesex as No. 464 Plans. O. Reg. 47/60, s. 3 (61).

#### Schedule 63

In the Township of Southwold in the County of Elgin being,

(a) part of lots 1 to 25, both inclusive, Concession 3; and

(b) part of the road allowance between,

(i) lots 1 and 18, Concession 3,

(ii) lots 6 and 7, Concession 3,

(iii) lots 12 and 13, Concession 3,

(iv) lots 23 and 24, Concession 3,

(v) the townships of Southwold and Dunwich, and

(vi) the townships of Southwold and Delaware,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3159-15 filed in the office of the Registrar of Regulations at Toronto as No. 277.

9.28 miles, more or less.

O. Reg. 47/60, s. 3 (62).

#### Schedule 64

##### INTERCHANGE AT COUNTY ROAD NO. 19

In the Township of Southwold in the County of Elgin being,

(a) part of lots 18 and 1, Concession 3; and

(b) part of the road allowance between lots 18 and 1, Concession 3,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3159-22 registered in the registry office for the registry division of the County of Elgin as No. D372. O. Reg. 47/60, s. 3 (63).

#### Schedule 65

##### INTERCHANGE AT COUNTY ROAD NO. 14

In the Township of Southwold in the County of Elgin being,

(a) part of Lot 17, Concession 3; and

(b) part of the road allowance between the townships of Southwold and Dunwich,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3159-21 registered in the registry office for the registry division of the County of Elgin as No. D373. O. Reg. 47/60, s. 3 (64).

#### Schedule 66

In the Township of Dunwich in the County of Elgin being,

(a) part of lots 1 to 24, both inclusive, Concession 5 north of Concession A;



- (b) part of lots A, B and C, Concession 5 north of Concession A;
- (c) part of Lot A, Gore Concession north of Concession A; and
- (d) part of the road allowance between,
  - (i) the townships of Dunwich and Aldborough,
  - (ii) lots 6 and 7, Concession 5 north of Concession A,
  - (iii) lots 12 and 13, Concession 5 north of Concession A,
  - (iv) lots 18 and 19, Concession 5 north of Concession A,
  - (v) lots 23 and 24, Concession 5 north of Concession A, and
  - (vi) the townships of Dunwich and Southwold,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3160-14 filed in the office of the Registrar of Regulations at Toronto as No. 278.

10.03 miles, more or less.

O. Reg. 47/60, s. 3 (65).

#### Schedule 67

##### INTERCHANGE AT COUNTY ROAD NO. 14

In the Township of Dunwich in the County of Elgin being,

- (a) part of Lot C, Concession 5 north of Concession A;
- (b) part of Lot C, Gore Concession north of Concession A; and
- (c) part of the road allowance between the townships of Dunwich and Southwold,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3160-16 registered in the registry office for the registry division of the County of Elgin as No. D367. O. Reg. 47/60, s. 3 (66).

#### Schedule 68

##### INTERCHANGE AT DUTTON ROAD

In the Township of Dunwich in the County of Elgin being,

- (a) part of lots 12 and 13, Concession 5 north of Concession A; and
- (b) part of the road allowance between lots 12 and 13, Concession 5 north of Concession A,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3160-15 registered in the registry office for the registry division of the County of Elgin as No. D371. O. Reg. 47/60, s. 3 (67).

#### Schedule 69

##### INTERCHANGE AT COUNTY ROAD NO. 5

In the Township of Dunwich in the County of Elgin being,

- (a) part of Lot 1, Concession 5 north of Concession A;
- (b) part of Lot 1, Gore Concession north of Concession A; and
- (c) part of the road allowance between the townships of Dunwich and Aldborough,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3160-17 registered in the registry office for the registry division of the County of Elgin as No. D374. O. Reg. 47/60, s. 3 (68).

#### Schedule 70

In the Township of Aldborough in the County of Elgin being,

- (a) part of,
  - (i) Lot 24, Concession 8,
  - (ii) lots 24 to 10, both inclusive, Concession 7,
  - (iii) lots 10 and 11, Gore Concession,
  - (iv) lots 12 to 3, both inclusive, Concession 6, and
  - (v) Lot 2 or D, Lot 1 or C, and lots B and A, Concession 6; and

- (b) part of the road allowance between,

- (i) the townships of Aldborough and Dunwich,
- (ii) concession 7 and 8,
- (iii) lots 18 and 19, Concession 7,
- (iv) lots 12 and 13, Concession 7,
- (v) Concession 7 and Gore Concession,
- (vi) Gore Concession and Concession 6,
- (vii) lots 8 and 9, Concession 6,
- (viii) lots 2 or D and 3, Concession 6, and
- (ix) the townships of Aldborough and Orford,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3161-16 filed in the office of the Registrar of Regulations at Toronto as No. 279.

11.33 miles, more or less.

O. Reg. 47/60, s. 3 (69).

#### Schedule 71

##### INTERCHANGE AT COUNTY ROAD NO. 5

In the Township of Aldborough in the County of Elgin being,

- (a) part of Lot 24, Concession 7;
- (b) part of Lot 24, Concession 8; and
- (c) part of the road allowance between,

- (i) concessions 7 and 8, and
- (ii) the townships of Aldborough and Dunwich,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3161-17 registered in the registry office for the registry division of the County of Elgin as No. D376. O. Reg. 47/60, s. 3 (70).

### Schedule 72

#### INTERCHANGE AT HIGHWAY NO. 76

In the Township of Aldborough in the County of Elgin being,

- (a) part of lots 18 and 19, Concession 7; and
- (b) part of the road allowance between lots 18 and 19, Concession 7,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3161-19 registered in the registry office for the registry division of the County of Elgin as No. D375. O. Reg. 47/60, s. 3 (71).

### Schedule 73

#### INTERCHANGE AT FURNIVAL ROAD

In the Township of Aldborough in the County of Elgin being,

- (a) part of lots 8 and 9, Concession 6; and
- (b) part of the road allowance between lots 8 and 9, Concession 6, commonly known as Furnival Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3161-18 registered in the registry office for the registry division of the County of Elgin as No. D370. O. Reg. 47/60, s. 3 (72).

### Schedule 74

In the Township of Orford in the County of Kent being,

- (a) part of,
  - (i) Lot 7 and Lots 9 to 21, both inclusive, Concession 7, and
  - (ii) lots 1 to 16, both inclusive, Concession 8; and
- (b) part of the road allowance between,
  - (i) the townships of Orford and Howard,
  - (ii) lots 4 and 5, Concession 8,
  - (iii) lots 8 and 9, Concession 8,
  - (iv) lots 12 and 13, concessions 7 and 8,
  - (v) lots 16 and 17, concessions 7 and 8, and
  - (vi) the townships of Orford and Aldborough,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3169-9 filed in the office of the Registrar of Regulations at Toronto as No. 280.

6.65 miles, more or less.

O. Reg. 47/60, s. 3 (73).

### Schedule 75

#### INTERCHANGE AT HIGHGATE ROAD

In the Township of Orford in the County of Kent being,

- (a) part of lots 8 and 9, Concession 7;
- (b) part of lots 8 and 9, Concession 8; and
- (c) part of the road allowance between,
  - (i) lots 8 and 9, Concession 7, and
  - (ii) lots 8 and 9, Concession 8,
 commonly known as Highgate Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3169-18 registered in the registry office for the registry division of the County of Kent as No. 649. O. Reg. 47/60, s. 3 (74).

### Schedule 76

In the Township of Howard in the County of Kent being,

- (a) part of,
  - (i) lots 15 to 18, both inclusive, Concession 7,
  - (ii) lots 3 to 16, both inclusive, Concession 6, and
  - (iii) Lot 15, town line range; and
- (b) part of the road allowance between,
  - (i) the townships of Howard and Orford,
  - (ii) concessions 6 and 7,
  - (iii) lots 12 and 13, Concession 6,
  - (iv) lots 6 and 7, Concession 6,
  - (v) Concession 6 and town line range,
  - (vi) lots 15 and 16, town line range, and
  - (vii) the townships of Howard and Harwich,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3168-11 filed in the office of the Registrar of Regulations at Toronto as No. 281.

6.92 miles, more or less.

O. Reg. 47/60, s. 3 (75).

### Schedule 77

#### INTERCHANGE AT HIGHWAY NO. 21

In the Township of Howard in the County of Kent being,

- (a) part of Lot 12, Concession 6;
- (b) part of Lot 13, Concession 6; and
- (c) part of the road allowance between lots 12 and 13, Concession 6,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3168-12 registered in the registry office for the registry division of the County of Kent as No. 475 Plans. O. Reg. 47/60, s. 3 (76).

**Schedule 78**

## INTERCHANGE AT COUNTY ROAD NO. 15

In the Township of Howard in the County of Kent being,

- (a) part of lots 15 and 16, town line range; and
- (b) part of the road allowance between,
  - (i) the townships of Howard and Harwich, and
  - (ii) lots 15 and 16, town line range,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3168-13 registered in the registry office for the registry division of the County of Kent as No. 485 Plans. O. Reg. 47/60, s. 3 (77).

**Schedule 79**

In the Township of Harwich in the County of Kent being,

- (a) part of,
  - (i) Lot 15, town line range,
  - (ii) lots 13 to 22, both inclusive, Concession 11, Lake Erie Survey,
  - (iii) lots 21 and 22, Concession 3 east of Communication Road,
  - (iv) lots 22, 23 and 24, Concession 2 east of Communication Road,
  - (v) lots 24, 25 and 26, Concession 1 east of Communication Road,
  - (vi) lots 26 and 27, Concession 1 west of Communication Road,
  - (vii) Lot 27, Concession 2 west of Communication Road, and
  - (viii) lots 1, 2, 3 and 4, Concession 5, River Thames by western boundary;
- (b) part of the road allowance between,
  - (i) the townships of Harwich and Howard,
  - (ii) lots 15 and 16, town line range,
  - (iii) town line range and Concession 11, Lake Erie Survey,
  - (iv) lots 18 and 18, Concession 11, Lake Erie Survey,
  - (v) Concession 11, Lake Erie Survey and Concession 3 east of Communication Road,
  - (vi) concessions 1 and 2, east of Communication Road,
  - (vii) lots 24 and 25, Concession 1 east of Communication Road,
  - (viii) concessions 1 and 2, west of Communication Road, and
  - (ix) the townships of Harwich and Raleigh; and

- (c) part of Communication Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3167-12 filed in the office of the Registrar of Regulations at Toronto as No. 282.

10.0 miles, more or less.

O. Reg. 47/60, s. 3 (78).

**Schedule 80**

## INTERCHANGE AT COUNTY ROAD NO. 15

In the Township of Harwich in the County of Kent being,

- (a) part of lots 15 and 16, town line range; and
- (b) part of the road allowance between the townships of Harwich and Howard,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3167-13 registered in the registry office for the registry division of the County of Kent as No. 484. O. Reg. 47/60, s. 3 (79).

**Schedule 81**

## INTERCHANGE AT COMMUNICATION ROAD

In the Township of Harwich in the County of Kent being,

- (a) part of,
  - (i) lots 25 and 26, Concession 1 west of Communication Road, and
  - (ii) lots 25 and 26, Concession 1 east of Communication Road; and
- (b) part of Communication Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3167-33 registered in the registry office for the registry division of the County of Kent as No. 653 for Profile Plans. O. Reg. 47/60, s. 3 (80).

**Schedule 82**

## INTERCHANGE AT COUNTY ROAD NO. 10

In the Township of Harwich in the County of Kent being,

- (a) part of Lot 1, Concession 4, River Thames by the western boundary;
- (b) part of Lot 1, Concession 5, River Thames by the western boundary; and
- (c) part of the road allowance between,
  - (i) the townships of Harwich and Raleigh, and
  - (ii) concessions 4 and 5, River Thames by the western boundary,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3167-14 registered in the registry office for the registry division of the County of Kent as No. 490 Plans. O. Reg. 47/60, s. 3 (81).

**Schedule 83**

In the Township of Raleigh in the County of Kent being,

- (a) part of lots 1 to 5, both inclusive, Concession 5;
- (b) part of lots 4 to 9, both inclusive, Concession 6;
- (c) part of lots 9 to 24, both inclusive, Concession 7;
- (d) part of Lot 19, Concession A;
- (e) part of lots 24 and 25, Concession 8; and
- (f) part of the road allowance between,
  - (i) concessions 5 and 6,
  - (ii) lots 6 and 7, Concession 6,
  - (iii) concessions 6 and 7,
  - (iv) lots 12 and 13, Concession 7,
  - (v) lots 18 and 19, Concession 7,
  - (vi) concessions 7 and A,
  - (vii) concessions 7 and 8,
  - (viii) the townships of Raleigh and Tilbury East, and
  - (ix) the townships of Raleigh and Harwich,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3166-13 filed in the office of the Registrar of Regulations at Toronto as No. 283.

9.89 miles, more or less.

O. Reg. 47/60, s. 3 (82).

**Schedule 84**

## INTERCHANGE AT COUNTY ROAD NO. 10

In the Township of Raleigh in the County of Kent being,

- (a) part of lots 24 and 25, Concession 8;
- (b) part of Lot 24, Concession 7; and
- (c) part of the road allowance between,
  - (i) the townships of Raleigh and Harwich, and
  - (ii) concessions 7 and 8,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3166-11 registered in the registry office for the registry division of the County of Kent as No. 491 Plans. O. Reg. 47/60, s. 3 (83).

**Schedule 85**

In the Township of Tilbury East and in the Town of Tilbury in the County of Kent being,

- (a) part of Lot 22, Concession 3, formerly in the Township of Tilbury North, now in the Town of Tilbury;
- (b) part of Lot 17, Concession 4, formerly in the Township of Tilbury East, now in the Town of Tilbury;

- (c) part of lots 14 to 17, both inclusive, Concession 4;
- (d) part of lots 10 to 14, both inclusive, Concession 5;
- (e) part of lots 1 to 10, both inclusive, Concession 6; and
- (f) part of the road allowance between,
  - (i) the townships of Tilbury East and Tilbury North,
  - (ii) concessions 4 and 5,
  - (iii) lots 12 and 13, Concession 5,
  - (iv) concessions 5 and 6,
  - (v) lots 6 and 7, Concession 6, and
  - (vi) the townships of Tilbury East and Raleigh,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3165-9 filed in the office of the Registrar of Regulations at Toronto as No. 284.

6.82 miles, more or less.

O. Reg. 47/60, s. 3 (84).

**Schedule 86**

## INTERCHANGE AT HIGHWAY NO. 2

In the Township of Tilbury East in the County of Kent being,

- (a) part of lots 10 and 11, Concession 6;
- (b) part of lots 10 and 11, Concession 5; and
- (c) part of the road allowance between,
  - (i) concessions 5 and 6, and
  - (ii) lots 10 and 11,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3165-17 registered in the registry office for the registry division of the County of Kent as No. 601 Plans. O. Reg. 47/60, s. 3 (85).

**Schedule 87**

In the Township of Tilbury North in the County of Essex being,

- (a) part of lots 19 to 22, both inclusive, Concession 3;
- (b) part of lots 11 to 19, both inclusive, Concession 4;
- (c) part of the road allowance between,
  - (i) concessions 3 and 4,
  - (ii) lots 18 and 19, Concession 4,
  - (iii) lots 12 and 13, Concession 4, and
  - (iv) the townships of Tilbury North and Tilbury West,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan



P-3023-16 filed in the office of the Registrar of Regulations at Toronto as No. 285.

4.72 miles, more or less.

O. Reg. 47/60, s. 3 (86).

### Schedule 88

#### INTERCHANGE AT HIGHWAY NO. 2

In the Township of Tilbury North in the County of Essex being,

- (a) part of lots 19 and 20, Concession 4,
- (b) part of lots 19 and 20, Concession 3, and
- (c) part of the road allowance between concessions 3 and 4,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3023-23 registered in the registry office for the registry division of the County of Essex as No. 205737. O. Reg. 47/60, s. 3 (87).

### Schedule 89

In the Township of Tilbury West in the County of Essex being,

- (a) part of lots 1, 2, 3, 4 and 5, Concession 6;
- (b) part of gore lots 6 and 7, Concession 6;
- (c) part of lots 7, 8, 9, 10 and 11, Concession 5;
- (d) part of the road allowance between,
  - (i) the townships of Tilbury West and Rochester,
  - (ii) concessions 5 and 6,
  - (iii) gore lots 6 and 7, Concession 6, and
  - (iv) the townships of Tilbury West and Tilbury North; and
- (e) part of the North Rear Road,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3024-4 filed in the office of the Registrar of Regulations at Toronto as No. 286.

4.40 miles, more or less.

O. Reg. 47/60, s. 3 (88).

### Schedule 90

#### INTERCHANGE AT COUNTY ROAD NO. 12

In the Township of Tilbury West in the County of Essex being,

- (a) part of lots 6 and 7, Concession 5;
- (b) part of gore lots 6 and 7, Concession 6; and
- (c) part of the road allowance between,
  - (i) lots 6 and 7, Concession 5,
  - (ii) concessions 5 and 6, and
  - (iii) gore lots 6 and 7, Concession 6,

and being those portions of the King's Highway coloured red and illustrated on Department of High-

ways plan P-3024-12 registered in the registry office for the registry division of the County of Essex as No. 137359. O. Reg. 47/60, s. 3 (89).

### Schedule 91

In the Township of Rochester in the County of Essex being,

- (a) part of Lot 16, Concession 1 east of Belle River;
- (b) part of Lot 18 in each of concessions 2 to 7, both inclusive;
- (c) part of Lot 19 in each of concessions 2 to 7, both inclusive;
- (d) part of the road allowance between,
  - (i) Concession 1, east of Belle River, and Concession 2,
  - (ii) concessions 2 and 3,
  - (iii) concessions 3 and 4,
  - (iv) concessions 4 and 5,
  - (v) concessions 5 and 6,
  - (vi) concessions 6 and 7, and
  - (vii) the townships of Rochester and Tilbury West;
- (e) part of Belle River Road; and
- (f) part of the land under the waters of the Belle River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-3020-11 filed in the office of the Registrar of Regulations at Toronto as No. 287.

6.27 miles, more or less.

O. Reg. 47/60, s. 3 (90).

### Schedule 92

#### INTERCHANGE AT COUNTY ROAD NO. 11

In the Township of Rochester in the County of Essex being,

- (a) part of lots 18 and 19, Concession 5;
- (b) part of lots 18 and 19, Concession 4; and
- (c) part of the road allowance between concessions 4 and 5,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3020-20 registered in the registry office for the registry division of the County of Essex as No. 170796. O. Reg. 47/60, s. 3 (91).

### Schedule 93

#### INTERCHANGE AT BELLE RIVER ROAD

In the Township of Rochester in the County of Essex being,

- (a) part of Lot 17, Concession 1 east of Belle River;
- (b) part of Lot 16, Concession 1 east of Belle River; and



(c) part of Belle River Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3020-21 registered in the registry office for the registry division of the County of Essex as No. 205739. O. Reg. 47/60, s. 3 (92).

#### Schedule 94

In the Township of Maidstone in the County of Essex being,

- (a) part of lots 16 and 17, Concession 1 west of Belle River;
- (b) part of the road allowance between concessions 1 and 2, west of Belle River;
- (c) part of Little Belle River Road; and
- (d) part of the land under the waters of Belle River,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2956-17 filed in the office of the Registrar of Regulations at Toronto as No. 288.

0.98 mile, more or less.

O. Reg. 47/60, s. 3 (93).

#### Schedule 95

In the Township of Maidstone in the County of Essex being,

- (a) part of Lot 17 in each of concessions 2, 3, 4, 5 and 9, west of Belle River;
- (b) part of Lot 18 in each of concessions 2 to 10, both inclusive, west of Belle River;
- (c) part of the road allowance between concessions,

- (i) 1 and 2,
- (ii) 2 and 3,
- (iii) 3 and 4,
- (iv) 4 and 5,
- (v) 5 and 6,
- (vi) 6 and 7,
- (vii) 7 and 8,
- (viii) 8 and 9, and
- (ix) 9 and 10,

west of Belle River; and

- (d) part of the road allowance between the townships of Maidstone and Sandwich South,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2956-12 filed in the office of the Registrar of Regulations at Toronto as No. 70.

7.16 miles, more or less.

O. Reg. 47/60, s. 3 (94).

#### Schedule 96

INTERCHANGE AT COUNTY ROAD NO. 8

In the Township of Maidstone in the County of Essex being,

- (a) part of lots 17 and 18, Concession 4;
- (b) part of lots 17 and 18, Concession 5; and
- (c) part of the road allowance between concessions 4 and 5,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2956-25 registered in the registry office for the registry division of the County of Essex as No. 170670. O. Reg. 47/60, s. 3 (95).

#### Schedule 97

INTERCHANGE AT COUNTY ROAD NO. 7

In the Townships of Maidstone in the County of Essex being,

- (a) part of lots 17 and 18, Concession 10; and
- (b) part of the road allowance between the townships of Maidstone and Sandwich South,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2956-26 registered in the registry office for the registry division of the County of Essex as No. 170671. O. Reg. 47/60, s. 3 (96).

#### Schedule 98

In the Township of Sandwich South in the County of Essex being,

- (a) part of Lot 12 in each of concessions 9, 10, 11 and 12;
- (b) part of Lot 13 in each of concessions 11 and 12;
- (c) part of the road allowance between concessions,

- (i) 9 and 10,
- (ii) 10 and 11, and
- (iii) 11 and 12; and

- (d) part of the road allowance between the townships of Sandwich South and Maidstone,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2959-6 filed in the office of the Registrar of Regulations at Toronto as No. 71.

2.4 miles, more or less.

O. Reg. 47/60, s. 3 (97).

#### Schedule 99

In the Township of Sandwich South in the County of Essex being,

- (a) part of Lot 13 in each of concessions 5, 6, 7 and 8;
- (b) part of Lot 12 in each of concessions 6, 8 and 9;
- (c) part of Block Z, registered plan 1330;
- (d) part of Lot 12, Concession 6;

(e) part of Lot 306 north of Talbot Road;

(f) part of lots,

- (i) 4,
- (ii) 7,
- (iii) 9,
- (iv) 21,
- (v) 26,
- (vi) 29,
- (vii) 32,
- (viii) 35,
- (ix) 40,
- (x) 51,
- (xi) 56,
- (xii) 59,
- (xiii) 62,
- (xiv) 65,
- (xv) 70, and
- (xvi) 79,

registered plan 1224;

(g) all of lots,

- (i) 5 and 6,
- (ii) 10, 19 and 20,
- (iii) 41 and 42,
- (iv) 49 and 50,
- (v) 71 and 72, and
- (vi) 77 and 78,

registered plan 1224;

(h) part of,

- (i) Howard Avenue,
- (ii) Goyeau Avenue,
- (iii) Dougall Avenue, and
- (iv) Jessop Avenue,

registered plan 1224;

(i) part of the lane adjoining and,

- (i) north of lots 77, 78 and 79,
- (ii) northeast of Lot 65,
- (iii) southwest of Lot 56,
- (iv) northeast of Lot 35,
- (v) southwest of Lot 26, and
- (vi) south of lots 9 and 10,

registered plan 1224;

(j) part of North Talbot Road; and

(k) part of the road allowance between,

- (i) the townships of Sandwich South and Sandwich West,
- (ii) concessions 5 and 6,
- (iii) concessions 6 and 7, commonly known as Walker Road,
- (iv) concessions 7 and 8, and
- (v) concessions 8 and 9,

and being that portion of the King's Highway coloured red and illustrated on Department of Highways plan P-2959-18 filed in the office of the Registrar of Regulations at Toronto as No. 289.

5.13 miles, more or less.

O. Reg. 47/60, s. 3 (98).

### Schedule 100

#### INTERCHANGE AT COUNTY ROAD NO. 7

In the Township of Sandwich South in the County of Essex being,

- (a) part of lots 12 and 13, Concession 12; and
- (b) part of the road allowance between the townships of Sandwich South and Maidstone,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2959-53 registered in the registry office for the registry division of the County of Essex as No. 170795. O. Reg. 47/60, s. 3 (99).

### Schedule 101

#### INTERCHANGE AT HIGHWAY NO. 98

In the Township of Sandwich South in the County of Essex being part of Lot 13, Concession 7, and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2959-58 registered in the registry office for the registry division of the County of Essex as No. 207382. O. Reg. 47/60, s. 3 (100).

### Schedule 102

#### INTERCHANGE AT WINDSOR ENTRANCE

In the Township of Sandwich South in the County of Essex being part of lots 12 and 13, Concession 6, and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2959-59 registered in the registry office for the registry division of the County of Essex as No. 207381. O. Reg. 47/60, s. 3 (101).

### Schedule 103

#### INTERCHANGE AT HIGHWAY NO. 3

In the Township of Sandwich South in the County of Essex being,

- (a) part of lots 305 and 306 north of Talbot Road;
- (b) part of lots,
  - (i) 4 and 7,
  - (ii) 11, 12 and 13, and

- (iii) 23 and 24,  
registered plan 1224;
- (c) all of lots 1, 2, 3 and 8, registered plan 1224;
- (d) part of,
  - (i) Dougall Avenue, and
  - (ii) Jessop Avenue,
 registered plan 1224;
- (e) part of the lane,
  - (i) north of and adjoining lots 1 to 8, both inclusive,
  - (ii) west of and adjoining Lot 11, and
  - (iii) south of and adjoining Lot 23,
 registered plan 1224; and
- (f) part of the road allowance between lots 305 and 306, north of Talbot Road,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2959-51 registered in the registry office for the registry division of the County of Essex as No. 167733. O. Reg. 47/60, s. 3 (102).

#### Schedule 104

##### INTERCHANGE AT HOWARD AVENUE

In the Township of Sandwich South in the County of Essex being,

- (a) part of,
  - (i) lots 1, 2, 7 and 27, and
  - (ii) Lot 13, Concession 5,
 registered plan 1503;
- (b) part of,
  - (i) Howard Avenue, and

- (ii) Hanley Crescent,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-2959-57 registered in the registry office for the registry division of the County of Essex as No. 206678. O. Reg. 47/60, s. 3 (103).

#### Schedule 105

##### INTERCHANGE AT HIGHWAY NO. 3B

In the Township of Sandwich West in the County of Essex being,

- (a) part of lots,
  - (i) 10 to 17, both inclusive,
  - (ii) 20,
  - (iii) 89 to 93, both inclusive,
  - (iv) 98 to 101, both inclusive,
  - (v) 108 to 127, both inclusive,

registered plan 1489;

- (b) all of lots,
  - (i) 18 and 19, and
  - (ii) 94, 95, 96 and 97,

registered plan 1489;

- (c) part of,
  - (i) Howard Avenue,
  - (ii) Dougall Avenue, and
  - (iii) Roseland Crescent South,

and being those portions of the King's Highway coloured red and illustrated on Department of Highways plan P-3101-4 registered in the registry office for the registry division of the County of Essex as No. 206677. O. Reg. 47/60, s. 3 (104).

## Regulation 218

### under The Highway Improvement Act

#### DESIGNATIONS—TRANS-CANADA HIGHWAY

##### ORILLIA TO MANITOBA BOUNDARY

1. In this Regulation "township", when used with reference to a township in a territorial district, means geographic township. O. Reg. 141/60, s. 1.

2. Those portions of the King's Highway described in the schedules hereto are designated as controlled-access highways. O. Reg. 141/60, s. 2.

##### SOUTH ORILLIA BY-PASS

###### Schedule 1

In the Township of Orillia (Southern Division) and the Town of Orillia, in the County of Simcoe being,

(a) part of the lands shown on registered plans 895, 578, 431, 1044, 432 and 989;

(b) part of lots 11 and 12, Concession 4;

(c) part of lots 10 and 11, Concession 3;

(d) part of Lot 10, Concession 2;

(e) part of,

(i) Bayview Parkway,

(ii) Delia Street,

(iii) Hilda Street,

(iv) Oxford Street,

(v) Bennett Street,

(vi) Adelaide Street,

(vii) Forrest Avenue,

(viii) Raymond Avenue,

(ix) Marion Street,

(x) Regent Street,

(xi) Georgian Drive,

(xii) Gill Street,

(xiii) High Street,

(xiv) West Street,

(xv) Ridge Road; and

(f) part of the road allowance between,

(i) concessions 3 and 4,

(ii) lots 10 and 11, and

(iii) concessions 2 and 3,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3075-15 registered in the registry office for the

registry division of the County of Simcoe as No. 77727 for the Township of South Orillia and the Town of Orillia.

3.27 miles, more or less.

O. Reg. 141/60, Sched. 1.

###### Schedule 2

##### INTERCHANGE AT HIGHWAY NO. 11

In the Township of Orillia (Southern Division) in the County of Simcoe being part of,

(a) lots 9 and 10, Concession 2;

(b) Lot 9, Concession 3;

(c) the road allowance between concessions 2 and 3; and

(d) the Oro or Barrie Road,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3021-29 registered in the registry office for the registry division of the County of Simcoe as No. 84492 for the General Register. O. Reg. 141/60, Sched. 2.

##### COLDWATER BY-PASS

###### Schedule 3

In the Township of Medonte in the County of Simcoe being,

(a) part of lots 20, 21, 22 and 23, Concession 11;

(b) part of lots 20 and 21, Concession 12; and

(c) part of the road allowance between,

(i) lots 20 and 21, Concession 11,

(ii) lots 20 and 21, Concession 12, and

(iii) concessions 11 and 12,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2082-21 registered in the registry office for the registry division of the County of Simcoe as No. 92583 for the County of Simcoe.

1.36 miles, more or less.

O. Reg. 141/60, Sched. 3.

##### WAUBAUSHIENE TO FOOTES BAY

###### Schedule 4

In the Township of Tay in the County of Simcoe being,

(a) part of lots 8, 9 and 10, Concession 11;

(b) part of,

(i) lots 10, 11 and 12, and

(ii) lots 16, 17 and 18,

Concession 12;

- (c) part of lots 12 to 16, both inclusive, Concession 13;
- (d) part of the road allowance between,
  - (i) lots 10 and 11, Concession 12,
  - (ii) lots 15 and 16, Concession 12,
  - (iii) lots 15 and 16, Concession 13,
  - (iv) concessions 11 and 12, and
  - (v) concessions 12 and 13;
- (e) part of Islands 2 and 3; and
- (f) part of the lands under the waters at,
  - (i) Matchedash Bay, and
  - (ii) Severn River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2749-19 registered in the registry office for the registry division of the County of Simcoe as No. 90140.

4.67 miles, more or less.

O. Reg. 141/60, Sched. 4.

#### Schedule 5

In the Township of Baxter in the District of Muskoka being,

- (a) part of lots 28 and 29, Concession 2;
- (b) part of Island K;
- (c) part of the original road allowance lying northwesterly of and adjoining the northwesterly shore of Georgian Bay; and
- (d) part of land under the waters of Georgian Bay,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3121-30 registered in the Registry and Land Titles offices at Bracebridge as Nos. 21982 and 28222, respectively.

0.74 mile, more or less.

O. Reg. 141/60, Sched. 5.

#### Schedule 6

In the Township of Baxter in the District of Muskoka being,

- (a) part of,
  - (i) lots 28 and 29, Concession 3,
  - (ii) lots 27, 28 and 29, Concession 4,
  - (iii) lots 27 and 28, Concession 5,
  - (iv) lots 25, 26 and 27, Concession 6,
  - (v) Lot 25, Concession 7,
  - (vi) lots 24 and 25, Concession 8,
  - (vii) lots 24 and 25, Concession 9,
  - (viii) Lot 24, Concession 10,
  - (ix) Lot 24, Concession 11,

- (x) lots 24 and 25, Concession 12,
- (xi) lots 25 and 26, Concession 13,
- (xii) lots 25 and 26, Concession 14,
- (xiii) lots 24 and 25, Concession 15, and
- (xiv) lots 24 and 25, Concession 16;
- (b) part of the road allowance between,
  - (i) concessions 2 and 3,
  - (ii) concessions 4 and 5,
  - (iii) lots 25 and 26, Concession 6,
  - (iv) concessions 6 and 7,
  - (v) concessions 8 and 9,
  - (vi) concessions 10 and 11,
  - (vii) concessions 12 and 13,
  - (viii) lots 25 and 26, Concession 13,
  - (ix) lots 25 and 26, Concession 14, and
  - (x) concessions 14 and 15; and

- (c) part of the road allowance along the shore of Baxter Lake,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2121-28 registered in the Land Titles Office at Bracebridge as No. 26687.

9.66 miles, more or less.

O. Reg. 141/60, s. 6.

#### Schedule 7

##### BAXTER NARROWS CROSSING

In the Township of Baxter in the District of Muskoka being,

- (a) part of lots 23 and 24, Concession 10;
- (b) part of the road allowances adjoining the banks of,
  - (i) Baxter Lake,
  - (ii) Baxter Narrows, and
  - (iii) Little Go Home Bay; and
- (c) part of the lands under the waters of,
  - (i) Baxter Lake,
  - (ii) Baxter Narrows, and
  - (iii) Little Go Home Bay,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3121-18 filed in the office of the Registrar of Regulations at Toronto as No. 194.

0.51 mile, more or less.

O. Reg. 254/60, s. 2 (6A).



**Schedule 8**

## MACDONALD RIVER CROSSING

In the Township of Baxter in the District of Muskoka being,

- (a) part of Lot 24, Concession 16;
- (b) part of the road allowances adjoining the banks of Macdonald River; and
- (c) part of the lands under the waters of Macdonald River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3121-17 filed in the office of the Registrar of Regulations at Toronto as No. 195.

0.33 mile, more or less.

O. Reg. 254/60, s. 2 (6B).

**Schedule 9**

In the Township of Gibson in the District of Muskoka being,

- (a) part of lots 23 and 24, Concession 1;
- (b) part of lots 22 and 23, Concession 2;
- (c) part of lots 21 and 22, Concession 3;
- (d) part of lots 19, 20 and 21, Concession 4;
- (e) part of lots 19 and 20, Concession 5;
- (f) part of lots 19 and 20, Concession 6;
- (g) part of lots 18 and 19, Concession 7;
- (h) part of lots 16, 17 and 18, Concession 8;
- (i) part of lots 15, 16 and 17, Concession 9;
- (j) part of lots 13, 14, 15 and 16, Concession 10;
- (k) part of lots 12 and 13, Concession 11;
- (l) part of Lot 13, Concession 12;
- (m) part of Lot 13, Concession 13;
- (n) part of lots 12 and 13, Concession 14;
- (o) part of the road allowance between,
  - (i) lots 20 and 21, Concession 4,
  - (ii) lots 15 and 16, Concession 9,
  - (iii) lots 15 and 16, Concession 10,
  - (iv) concessions 2 and 3,
  - (v) concessions 4 and 5,
  - (vi) concessions 6 and 7,
  - (vii) concessions 8 and 9,
  - (viii) concessions 10 and 11,
  - (ix) concessions 12 and 13,
  - (x) the townships of Gibson and Baxter, and
  - (xi) the townships of Gibson and Freeman;

(p) part of the road allowance along the,

- (i) northerly bank of the Muskoka River,
- (ii) southerly bank of the Muskoka River,
- (iii) northerly bank of the Moon River,
- (iv) southerly bank of the Moon River, and
- (v) westerly shore of Black Lake; and

(q) part of the lands under the waters of the,

- (i) Muskoka River, and
- (ii) Moon River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3104-18 registered in the Land Titles Office at Bracebridge as No. 27784.

9.90 miles, more or less.

O. Reg. 141/60, Sched. 7.

**Schedule 10**

## GIBSON RIVER CROSSING

In the Township of Gibson in the District of Muskoka being,

- (a) part of lots 19 and 20, Concession 5;
- (b) part of the road allowances adjoining the banks of the Gibson River; and
- (c) part of the lands under the waters of Gibson River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3104-13 filed in the office of the Registrar of Regulations at Toronto as No. 196.

0.31 mile, more or less.

O. Reg. 254/60, s. 2 (7A).

**Schedule 11**

In the Township of Freeman in the District of Muskoka being,

- (a) part of lots 11 and 12, Concession 1;
- (b) part of lots 10 and 11, Concession 2;
- (c) part of lots 9 and 10, Concession 3;
- (d) part of lots 3 to 9, both inclusive, Concession 4;
- (e) part of lots 1 to 8, both inclusive, Concession 5; and
- (f) part of the road allowance between,
  - (i) the townships of Freeman and Gibson,
  - (ii) lots 10 and 11, Concession 2,
  - (iii) concessions 2 and 3,
  - (iv) concessions 4 and 5,
  - (v) lots 5 and 6, Concession 4,
  - (vi) lots 5 and 6, Concession 5, and
  - (vii) the townships of Freeman and Medora

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3115-14 registered in the Land Titles Office at Bracebridge as No. 27785.

4.74 miles, more or less.

O. Reg. 141/60, Sched. 8.

#### Schedule 12

In the Township of Medora in the District of Muskoka being,

- (a) part of lots 1 and 2, Concession 9;
- (b) part of lots 2 and 3, Concession 10; and
- (c) part of the road allowance between the townships of Medora and Freeman,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3305 registered in the Land Titles Office at Bracebridge as No. 26654.

0.6 mile, more or less.

O. Reg. 141/60, Sched. 9.

#### FOOTES BAY TO PARRY SOUND

#### Schedule 13

In the Township of Medora in the District of Muskoka being,

- (a) part of Lot 3 in each of concessions 10, 11, 13 and 14;
- (b) part of Lot 4 in each of concessions 11, 12 and 13;
- (c) part of the road allowance between,
  - (i) concessions 10 and 11,
  - (ii) concessions 12 and 13; and
- (d) part of the road allowance between the townships of Medora and Humphrey; and
- (e) the lands under the waters of Green Lake,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2125-56 registered in the Registry and Land Titles offices at Bracebridge as Nos. 28240 and 30446, respectively.

2.98 miles, more or less.

O. Reg. 254/60, s. 2 (10).

#### Schedule 14

In the Township of Humphry in the District of Parry Sound being,

- (a) part of Lot 33 in each of concessions 1 and 7;
- (b) part of Lot 34 in each of concessions 1, 2, 3, 5, 6 and 7;
- (c) part of Lot 35 in each of concessions 3, 4 and 5;
- (d) part of the road allowance between,
  - (i) concessions 2 and 3,
  - (ii) concessions 4 and 5, and
  - (iii) concessions 6 and 7;

(e) part of the road allowance between the townships of Humphry and Medora;

(f) part of the road allowance lying westerly of and adjoining the westerly shore of,

(i) Lake Joseph, and

(ii) Baby Lake;

(g) part of the road allowance lying easterly of and adjoining the easterly shore of,

(i) Portage Lake, and

(ii) Silver Lake; and

(h) part of the lands under the waters of,

(i) Lake Joseph,

(ii) Portage Lake,

(iii) Silver Lake, and

(iv) Portage Creek,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2360-39 registered in the Registry and Land Titles offices at Parry Sound as Nos. 409 (Highway Plans) and 43439, respectively.

4.58 miles, more or less.

O. Reg. 254/60, s. 2 (11).

#### Schedule 15

1. In the Township of Humphry in the District of Parry Sound being,

- (a) part of lots 33 and 34, Concession 8;
- (b) part of lots 34 and 35, Concession 9;
- (c) part of Lot 35 in each of concessions 10, 11, 12 and 13;
- (d) part of lots 108 and 109, Concession A;
- (e) part of lots 109 and 110, Concession B;
- (f) part of the road allowance between,
  - (i) concessions 8 and 9,
  - (ii) concessions 10 and 11,
  - (iii) concessions 12 and 13,
  - (iv) concessions 13 and A,
  - (v) concessions A and B; and
- (g) part of the road allowance between the townships of
  - (i) Humphry and Conger, and
  - (ii) Humphry and Foley,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2360-37 registered in the Registry and Land Titles offices at Parry Sound as Nos. 408 (Highway Plans) and 43437, respectively.

2. In the Township of Conger in the District of Parry Sound being,

- (a) part of Lot 1 in each of concessions 10, 11 and 12;

- (b) part of the road allowance between concessions 10 and 11; and
- (c) part of the road allowance between the townships of,
  - (i) Conger and Humphry, and
  - (ii) Conger and Foley,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2360-37 registered in the Registry and Land Titles offices at Parry Sound as Nos. 408 (Highway Plans) and 43437, respectively.

3. In the Township of Foley in the District of Parry Sound being,

- (a) part of Lot 1, Concession 1; and
- (b) part of the road allowance between the townships of,
  - (i) Foley and Humphry, and
  - (ii) Foley and Conger,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2360-37 registered in the Registry and Land Titles offices at Parry Sound as Nos. 408 (Highway Plans) and 43437, respectively.

4.27 miles, more or less.

O. Reg. 254/60, s. 2 (12).

#### Schedule 16

In the Township of Foley in the District of Parry Sound being,

- (a) part of lots 110 and 111, Concession A;
- (b) part of lots 113 and 114, Concession A;
- (c) part of lots 142 to 146, both inclusive, Concession A;
- (d) part of lots 111 to 146, both inclusive, Concession B;
- (e) part of the road allowance between,
  - (i) lots 145 and 146, Concession A,
  - (ii) lots 115 and 116, Concession B,
  - (iii) lots 120 and 121, Concession B,
  - (iv) lots 125 and 126, Concession B,
  - (v) lots 130 and 131, Concession B,
  - (vi) lots 135 and 136, Concession B,
  - (vii) lots 140 and 141, Concession B,
  - (viii) lots 145 and 146, Concession B, and
  - (ix) concessions A and B;
- (f) part of the road allowance between the townships of,
  - (i) Foley and Humphry, and
  - (ii) Foley and McDougall;
- (g) part of the road allowance,
  - (i) lying southwesterly of and adjoining the southwesterly shore of Horseshoe Lake,

- (ii) lying southerly of and adjoining the southerly shore of Oastler's Lake,
- (iii) lying easterly of and adjoining the easterly bank of Boyne River, and
- (iv) lying westerly of and adjoining the westerly bank of Boyne River; and

(h) part of the lands under the waters of,

- (i) Horseshoe Lake,
- (ii) Oastler's Lake, and
- (iii) Boyne River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2255-39 registered in the Registry and Land Titles offices at Parry Sound as Nos. 410 (Highway Plans) and 43438, respectively.

10.0 miles, more or less.

O. Reg. 254/60, s. 2 (13).

#### PARRY SOUND BY-PASS

##### Schedule 17

In the Township of McDougall and in the Town of Parry Sound in the District of Parry Sound being,

- (a) part of Lot 25, Concession 1;
- (b) part of lots 24 and 25, Concession 2;
- (c) part of lots 25, 26, 27, 28 and 29, Concession 3;
- (d) part of Lot 29, Concession 4; and
- (e) part of the road allowance between,
  - (i) the townships of McDougall and Foley,
  - (ii) lots 25 and 26,
  - (iii) Concession 4 and Concession A, and
  - (iv) Concession 3 and Concession A; and
- (f) part of the land under the waters of Sequin River and Mill Lake,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2153-27 registered in the Registry and Land Titles offices at Parry Sound as Nos. 403 (Highway Plans) and 43355, respectively.

2.77 miles, more or less.

O. Reg. 254/60, s. 2 (14).

#### PARRY SOUND TO FRENCH RIVER

##### Schedule 18

In the Township of McDougall in the District of Parry Sound being,

- (a) part of lots 2 to 7, both inclusive, Concession A;
- (b) part of lots 16, 17 and 18, Concession A;
- (c) part of lots 24 and 25, Concession B;
- (d) part of Lot 29 in each of concessions 4 to 8, both inclusive;
- (e) part of lots 34 and 35, Concession 11;

(f) part of lots 35 and 36, Concession 12;

(g) part of the road allowance between,

(i) lots 5 and 6, Concession A, and

(ii) lots 35 and 36, Concession 12;

(h) part of the road allowance between,

(i) concessions A and 4,

(ii) concessions A and 8,

(iii) concessions B and 11,

(iv) concessions 4 and 5, and

(v) concessions 6 and 7; and

(i) part of,

(i) blocks A, B and C, and

(ii) the lands dedicated as public highway registered plan 188,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2153-30 registered in the Registry and Land Titles offices at Parry Sound as Nos. 416 (Highway Plans) and 43512, respectively.

6.17 miles, more or less.

O. Reg. 254/60, s. 2 (15).

#### Schedule 19

In the Township of McDougall in the District of Parry Sound being,

(a) part of Lot 36, Concession 12; and

(b) part of the road allowance between the townships of McDougall and Carling,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2153-22 registered in the registry office for the registry division of the District of Parry Sound as No. 211.

0.18 mile, more or less.

O. Reg. 254/60, s. 2 (16).

#### Schedule 20

In the Township of Carling in the District of Parry Sound being,

(a) part of lots 1, 2 and 3, Concession 1;

(b) part of lots 2, 3 and 4, Concession 2;

(c) part of lots 4 and 5, Concession 3;

(d) part of Lot 5, Concession 4;

(e) part of lots 5 and 6, Concession 5;

(f) part of lots 6 and 7, Concession 6;

(g) part of lots 7 and 8, Concession 7;

(h) part of lots 8, 9 and 10, Concession 8;

(i) part of lots 9, 10 and 11, Concession 9;

(j) part of lots 11 and 12, Concession 10; and

(k) part of the road allowance between,

(i) the townships of Carling and McDougall,

(ii) concessions 2 and 3,

(iii) lots 5 and 6, Concession 4,

(iv) concessions 4 and 5,

(v) lots 5 and 6, Concession 5,

(vi) concessions 6 and 7,

(vii) concessions 8 and 9,

(viii) lots 10 and 11, Concession 9, and

(ix) the townships of Carling and Shawanaga,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2154-13 registered in the Registry and Land Titles offices at Parry Sound as Nos. 195 and 40714, respectively.

7.00 miles, more or less.

O. Reg. 254/60, s. 2 (17).

#### Schedule 21

In the Township of Shawanaga in the District of Parry Sound being,

(a) part of Lot 21, Concession 10;

(b) part of locations C.L. 222, C.L. 223, C.L. 224 and C.L. 225;

(c) part of Shawanaga Indian Reserve No. 17;

(d) part of the annulled section of the Township of Shawanaga;

(e) part of the lands under the waters of Shawanaga River; and

(f) part of the road allowance,

(i) between the townships of Shawanaga and Carling,

(ii) lying northerly of and adjoining the northerly bank of Shawanaga River,

(iii) between Lot 21, Concession 10, and the annulled section of the Township of Shawanaga, and

(iv) between the townships of Shawanaga and Harrison,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2944-10 registered in the office of Land Titles at Parry Sound as No. 40713.

7.37 miles, more or less.

O. Reg. 254/60, s. 2 (18).

#### Schedule 22

In the Township of Harrison in the District of Parry Sound being,

(a) part of lots 21, 22 and 23, Concession 1;

(b) part of lots 23, 24 and 25, Concession 2;



- (c) part of Lot 25, Concession 3;
- (d) part of lots 25 and 26, Concession 4;
- (e) part of Lot 26, Concession 5;
- (f) part of lots 25 and 26, Concession 6;
- (g) part of lots 25 and 26, Concession 7;
- (h) part of Lot 26, concessions 8, 9, 10 and 11;
- (i) part of the annulled section of the Township of Harrison;
- (j) part of the road allowance between,

- (i) the townships of Harrison and Shawanaga,

- (ii) concessions 2 and 3,

- (iii) lots 25 and 26, Concession 4,

- (iv) concessions 4 and 5,

- (v) lots 25 and 26, Concession 6,

- (vi) concessions 6 and 7,

- (vii) lots 25 and 26, Concession 7,

- (viii) concessions 8 and 9, and

- (ix) concessions 10 and 11 and the annulled section of the Township of Harrison, and

- (x) the townships of Harrison and Wallbridge; and

- (k) part of the lands under the waters of Neskodaong Lake (Naiscoot River),

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2151-29 registered in the office of Land Titles at Parry Sound as No. 40712.

9.54 miles, more or less.

O. Reg. 254/60, s. 2 (19).

#### Schedule 23

In the Township of Wallbridge in the District of Parry Sound being,

- (a) part of Lot 36 in each of concessions 4, 5 and 6;
- (b) part of Lot 36, Concession 12;
- (c) part of lots 36, 37, 38 and 39, Concession 13;
- (d) part of lots 39 and 40, Concession 14;
- (e) part of Mill Location;
- (f) part of Magnetawan Indian Reserve No. 1;
- (g) part of the unsubdivided lands of the Township of Wallbridge;
- (h) part of the lands under the waters of Magnetawan River;
- (i) part of the road allowance,

- (i) between the townships of Wallbridge and Harrison,

- (ii) between the unsubdivided lands of the Township of Wallbridge and Lot 36 in each of concessions 2, 3, 4, 5 and 6,

- (iii) between concessions 4 and 5,
- (iv) between concessions 6 and 7,
- (v) between concessions 12 and 13,
- (vi) lying northwesterly of and adjoining the northwesterly bank of Magnetawan River, and
- (vii) between the townships of Wallbridge and Henvey,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2534-13 registered in the office of Land Titles at Parry Sound as No. 40737.

9.23 miles, more or less.

O. Reg. 254/60, s. 2 (23).

#### Schedule 24

In the Township of Henvey in the District of Parry Sound being,

- (a) part of lots 4 and 5, Concession 1;

- (b) part of lots 1 and 2, Concession B;

- (c) part of the road allowance between the townships of Henvey and Wallbridge;

- (d) part of the lands of the right of way of the Canadian Pacific Railway lying easterly of and adjoining the easterly bank of Still River; and

- (e) part of the road allowance lying easterly of and adjoining the above-mentioned lands of the right of way of the Canadian Pacific Railway,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2583-8 registered in the Registry and Land Titles offices at Parry Sound as Nos. 194 and 40715, respectively.

0.82 mile, more or less.

O. Reg. 254/60, s. 2 (21).

#### Schedule 25

In the Township of Henvey in the District of Parry Sound being,

- (a) part of lots 4, 5, 6, 7 and 7A, Concession A;

- (b) part of Lot 5 in each of concessions 4, 5, 6 and 7;

- (c) part of Lot 4, Concession 7;

- (d) part of the road allowance between,

- (i) lots 5 and 6, Concession A,

- (ii) concessions 4 and 5, and

- (iii) concessions 6 and 7;

- (e) part of the road allowance lying northwesterly of and adjoining the northwesterly bank of Still River; and

- (f) part of the lands under the waters of Still River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan



P-2583-11 registered in the office of Land Titles at Parry Sound as No. 43568.

3.48 miles, more or less.

O. Reg. 254/60, s. 2 (22).

#### Schedule 26

In Henvey Inlet Indian Reserve No. 2 and in Unsurveyed Territory in the District of Parry Sound being,

- (a) part of Henvey Indian Reserve No. 2;
- (b) part of the Unsurveyed Territory lying westerly of the Township of Mowat;
- (c) part of the road allowance between Unsurveyed Territory and the Township of Mowat; and
- (d) part of the lands under the waters of Key River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2927-22 registered in the office of Land Titles at Parry Sound as No. 43566.

4.51 miles, more or less.

O. Reg. 254/60, s. 2 (23).

#### Schedule 27

In the Township of Mowat in the District of Parry Sound being,

- (a) part of Lot 35, in each of concessions 14, 15 and 16;
- (b) part of lots 34 and 35, Concession 17;
- (c) part of lots 32, 33 and 34, Concession 18;
- (d) part of lots 31, 32 and 33, Concession 19;
- (e) part of lots 30, 31 and 32, Concession 20;
- (f) part of lots 28, 29 and 30, Concession 21;
- (g) part of lots 27 and 28, Concession 22;
- (h) part of the road allowance between,
  - (i) lots 30 and 31, Concession 20,
  - (ii) concessions 14 and 15,
  - (iii) concessions 16 and 17,
  - (iv) concessions 18 and 19,
  - (v) concessions 20 and 21; and
- (i) part of the road allowance between the Township of Mowat and Unsurveyed Territory,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2660-11 registered in the Registry and Land Titles offices at Parry Sound as Nos. 418 (Highway Plans) and 43565, respectively.

5.91 miles, more or less.

O. Reg. 254/60, s. 2 (24).

#### Schedule 28

In Indian Reserve No. 13 and Island 3464 (Unsurveyed Territory) in the District of Parry Sound being,

- (a) part of Island 3464;
- (b) part of Indian Reserve No. 13; and
- (c) part of the lands under the waters of Pickerel River and French River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2927-23 registered in the Registry and Land Titles offices at Parry Sound as Nos. 419 (Highway Plans) and 43564, respectively.

1.93 miles, more or less.

O. Reg. 254/60, s. 2 (25).

#### FRENCH RIVER TO SUDBURY

##### Schedule 29

In the Township of Bigwood in the District of Sudbury being,

- (a) part of broken lots 3 and 4, Concession 1;
- (b) part of lots 4, 5 and 6, Concession 2;
- (c) part of lots 6 and 7, Concession 3;
- (d) part of lots 7, 8 and 9, Concession 4;
- (e) part of lots 9 and 10, Concession 5;
- (f) part of lots 10 and 11, Concession 6; and
- (g) part of the land under the waters of French River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2928-19 registered in the office of Land Titles at Sudbury as No. 164755.

7.31 miles, more or less.

O. Reg. 254/60, s. 2 (26).

##### Schedule 30

In the Township of Delamere in the District of Sudbury being,

- (a) part of lots 10 and 11, Concession 1;
- (b) part of lots 11 and 12, Concession 2; and
- (c) part of lots 12 and 13, Concession 3,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3086-2 registered in the office of Land Titles at Sudbury as No. 164796.

2.80 miles, more or less.

O. Reg. 254/60, s. 2 (27)

##### Schedule 31

In the Township of Cox in the District of Sudbury being,

- (a) part of Lot 1, Concession 3;

- (b) part of lots 1 and 2, Concession 4;
- (c) part of lots 2 and 3, Concession 5;
- (d) part of lots 3 and 4, Concession 6; and
- (e) part of the land under the waters of Ink Lake,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3038-2 registered in the office of Land Titles at Sudbury as No. 164794.

3.94 miles, more or less.

O. Reg. 254/60, s. 2 (28).

#### Schedule 32

In the Township of Servos in the District of Sudbury being,

- (a) part of lots 4, 5, 6 and 7, Concession 1;
- (b) part of lots 7 and 8, Concession 2;
- (c) part of the annulled portion of the Township of Servos (Burwash Industrial Farm);
- (d) part of the land under the waters of Murdock River; and
- (e) part of the land under the waters of Kakakiwaganda Lake,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3039-4 registered in the Registry and Land Titles offices at Sudbury as Nos. Deposit 384 and 164756, respectively.

8.26 miles, more or less.

O. Reg. 254/60, s. 2 (29).

#### Schedule 33

In the Township of Burwash in the District of Sudbury being,

- (a) part of Lot 11, Concession 1;
- (b) part of lots 10 and 11, in each of concessions 2 and 3;
- (c) part of Lot 11, Concession 4;
- (d) part of lots 11 and 12, Concessions 5; and
- (e) part of Lot 12, Concession 6,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3071-15 registered in the Registry and Land Titles offices at Sudbury as Nos. Deposit 388 and 164843, respectively.

5.49 miles, more or less.

O. Reg. 254/60, s. 2 (30).

#### Schedule 34

In the Township of Secord in the District of Sudbury being part of Lot 1, Concession 6, and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2727-8 registered in the Registry and Land Titles offices at Sudbury as Nos. Deposit 386 and 164793, respectively.

0.81 mile, more or less.

O. Reg. 254/60, s. 2 (31).

#### Schedule 35

In the Township of Dill in the District of Sudbury being,

- (a) part of lots 1, 2 and 3, Concession 1;
- (b) part of lots 3, 4, 5 and 6, Concession 2;
- (c) part of lots 5 and 6, Concession 3; and
- (d) part of the lands under the waters of Wahnapiatae River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3066-31 registered in the Registry and Land Titles offices at Sudbury as Nos. Deposit 387 and 164795, respectively.

3.48 miles, more or less.

O. Reg. 254/60, s. 2 (32).

#### Schedule 36

In the Township of Dill in the District of Sudbury being,

- (a) part of Lot 6, Concession 3;
- (b) part of lots 6 and 7, Concession 4;
- (c) part of lots 7 to 12, both inclusive, concession 5; and
- (d) part of Sudbury-Burwash Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3066-22 registered in the office of Land Titles at Sudbury as No. 128767.

4.94 miles, more or less.

O. Reg. 254/60, s. 2 (33).

#### Schedule 37

In the Township of Broder in the District of Sudbury being,

- (a) part of lots 1, 2 and 3, Concession 5;
- (b) part of lots 3, 4 and 5, Concession 6;
- (c) part of Lot 6, registered plan M-312;
- (d) part of,
  - (i) lots 21 to 24, both inclusive, registered plan M-265, and
  - (ii) lots 35 and 36, registered plan M-325; and
- (e) part of Sudbury-Burwash Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2747-12 registered in the office of Land Titles at Sudbury as No. 128766.

2.84 miles, more or less.

O. Reg. 254/60, s. 2 (34).

## SUDBURY BY-PASS

## Schedule 38

In the City of Sudbury, formerly in the Township of McKim, in the District of Sudbury being,

- (a) part of lots 5 to 10, both inclusive, Concession 1; and
- (b) part of,
  - (i) Long Lake Road,
  - (ii) McFarlane Lake Road,
  - (iii) Sudbury-Burwash Road, and
  - (iv) Loach's Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3127-3 registered in the office of Land Titles at Sudbury as No. 128763.

2.29 miles, more or less.

O. Reg. 254/60, s. 2 (35).

## Schedule 39

In the Township of Broder in the District of Sudbury being part of lots 9 to 12, both inclusive, Concession 6, and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3128-3 registered in the office of Land Titles at Sudbury as No. 128764.

1.90 miles, more or less.

O. Reg. 254/60, s. 2 (36).

## Schedule 40

In the Township of Waters in the District of Sudbury being,

- (a) part of lots 1 to 5, both inclusive, Concession 5;
- (b) part of a road between,
  - (i) lots 2 and 3, and
  - (ii) lots 4 and 5; and
- (c) part of the lands under the waters of,
  - (i) Junction Creek, and
  - (ii) Kelley Lake,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3129-4 registered in the office of Land Titles at Sudbury as No. 128765.

2.65 miles, more or less.

O. Reg. 254/60, s. 2 (37).

## SUDBURY ENTRANCE

## Schedule 41

In the City of Sudbury, formerly in the Township of McKim, in the District of Sudbury being,

- (a) part of lots 6 and 7, Concession 1;
- (b) part of lots 6 and 7, Concession 2; and

- (c) part of the land shown on registered plans M-145 and M-196,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2976-34 registered in the office of Land Titles at Sudbury as No. 128762.

1.52 miles, more or less.

O. Reg. 254/60, s. 2 (38).

## COPPER CLIFF TO VERMILLION RIVER

## Schedule 42

In the townships of Snider, Waters and Graham and in the Town of Copper Cliff in the District of Sudbury being a portion of the King's Highway, commonly known as No. 17, extending in a general southwesterly direction through the Town of Copper Cliff and the Township of Snider from the southerly limit of the Town of Copper Cliff in the north half of Lot 9, Concession 2, in the Township of McKim, to and continuing in a general westerly direction through the Township of Waters, to and continuing in a general westerly direction through the Township of Graham to the Vermillion River, as laid out and assumed by the Minister and shown on Department of Highways plans A-51-30, A-51-27 and A-51-28, all of which are registered in the Registry and Land Titles offices at Sudbury.

13.54 miles, more or less.

O. Reg. 254/60, s. 2 (39).

## NAIRN DIVERSION

## Schedule 43

In the Township of Nairn in the District of Sudbury being,

- (a) part of lots 1 to 6, both inclusive, Concession 4;
  - (b) part of lots,
    - (i) 14 and 17, Block A
    - (ii) 14 and 17, Block B,
    - (iii) 15, 16 and 17, Block C,
    - (iv) 15 and 16, Block D,
    - (v) 5 and 7, Block E,
    - (vi) 9 and 10, Block G,
    - (vii) 1 and 20, blocks J and K,
    - (viii) 1, 19 and 20, Block L, and
    - (ix) 2 and 19, blocks M and N,
- plan M-33;

- (c) all of lots,

(i) 15 and 16, blocks A and B, and

(ii) 1 and 20, blocks M and N,

plan M-33;

- (d) part of,

(i) Edward Street,

(ii) Stanley Street,

- (iii) Taylor Street,
- (iv) Smith Street,
- (v) Hall Street,
- (vi) Nelson Street,
- (vii) Spanish Street, and
- (viii) Hammond Street,

plan M-33; and

(e) part of the lane adjoining and west of,

- (i) lots 14 and 15, Block A,
- (ii) lots 14 and 15, Block B,
- (iii) Lot 15, Block C,
- (iv) Lot 15, Block D,
- (v) Lot 7, Block E,
- (vi) Lot 10, Block F,
- (vii) Lot 20, Block J,
- (viii) Lot 20, Block K,
- (ix) lots 19 and 20, Block L,
- (x) lots 19 and 20, Block M, and
- (xi) lots 19 and 20, Block N,

plan M-33,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2982-13 filed in the office of the Registrar of Regulations at Toronto as No. 165.

3.15 miles, more or less.

O. Reg. 254/60, s. 2 (40).

#### THESSALON BY-PASS

##### Schedule 44

In the Township of Thessalon and in the Town of Thessalon in the District of Algoma being,

- (a) part of sections 31, 33 and 34;
- (b) part of sections 5 and 6;
- (c) part of river lots 2 and 5; and
- (d) part of the lands shown on registered plans 608 and 871,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2253-35 registered in the Registry and Land Titles offices at Sault Ste. Marie as Nos. T-13388 and 37311, respectively, except those portions of the above-mentioned highway transferred by Orders-in-Council numbered,

- (a) OC-3758/59, dated October 29, 1959, and
- (b) OC-4959/60, dated November 30, 1960.

3.5 miles, more or less.

O. Reg. 254/60, s. 2 (41).

##### Schedule 45

(Reserved)

#### MONTREAL RIVER CROSSING

##### Schedule 46

In Township 29, Range 15, in the District of Algoma being,

- (a) part of Water Power Reserve E.Q. 100; and
- (b) part of Water Power Location K.G. 7,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2831-6 registered in the office of Land Titles at Sault Ste. Marie as No. 40296.

0.39 mile, more or less.

O. Reg. 254/60, s. 2 (42).

#### BLACK RIVER CROSSING

##### Schedule 47

In the Township of Pic in the District of Thunder Bay being part of broken lots 5 and 6, Concession 7, and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2914-19 filed in the office of the Registrar of Regulations at Toronto as No. 215.

0.40 mile, more or less.

O. Reg. 254/60, s. 2 (43).

#### ROSSPORT BY-PASS

##### Schedule 48

In Township 86 in the District of Thunder Bay being,

- (a) part of lots 1 to 12, both inclusive, registered plan 790;
- (b) part of the lands dedicated as public highway as shown on registered plan No. 790;
- (c) part of the 66-foot road allowance lying northerly of and adjoining the northerly shore of Lake Superior;
- (d) part of the lands under the waters of Lake Superior;
- (e) part of the Hudson's Bay Company Reserve; and
- (f) part of the unsubdivided portion of Township 86,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2832-10 registered in the Registry and Land Titles offices at Port Arthur as Nos. 39013 and 54781, respectively.

1.18 miles, more or less.

O. Reg. 254/60, s. 2 (44).

#### NIPIGON BY-PASS

##### Schedule 49

In the Township of Nipigon in the District of Thunder Bay being,

- (a) part of Lot 14 in each of concessions 1, 2 and 3;
- (b) part of Lot 15, registered plan 813;

(c) part of,

(i) Frances Street, and

(ii) Laird Avenue,

shown on registered plan 813; and

(d) part of the lands under the waters of Nipigon River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2461-56 filed in the office of the Registrar of Regulations at Toronto as No. 255.

2.35 miles, more or less.

O. Reg. 254/60, s. 2 (45).

#### KAKABEKA FALLS DIVERSION

##### Schedule 50

In the Township of Oliver in the District of Thunder Bay being,

(a) part of Mining Location 10X;

(b) part of Mining Location 12X; and

(c) part of the lands under the waters of Kaministiquia River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2589-13 registered in the Registry and Land Titles offices at Fort William as Nos. 27624 and 29321, respectively.

0.94 mile, more or less.

O. Reg. 254/60, s. 2 (46).

#### DOCKER TOWNSHIP DIVERSION

##### Schedule 51

In the unsubdivided Township of Docker in the District of Kenora being that portion of the King's Highway shown coloured red on Department of Highways plan P-2664-5 registered in the Registry and Land Titles offices at Kenora as Nos. 280 and 60706, respectively.

2.17 miles, more or less.

O. Reg. 254/60, s. 2 (47).

#### Longbow Corners

##### Schedule 52

In the Township of Kirkup in the District of Kenora being,

(a) part of unsurveyed lands; and

(b) part of mining claim K5953,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3157-2 filed in the office of the Registrar of Regulations at Toronto as No. 185.

1.30 miles, more or less.

O. Reg. 254/60, s. 2 (48).



## Regulation 219

### under The Highway Improvement Act

#### DESIGNATIONS—TRANS-CANADA HIGHWAY ORILLIA TO QUEBEC BOUNDARY

1. Those parts of the King's Highway described in the schedules hereto are designated as controlled-access highways. O. Reg. 52/58, s. 1.

#### GAMEBRIDGE DIVERSION

##### Schedule 1

In the Township of Mara in the County of Ontario being,

- (a) part of lots 10 and 11, Concession B;
- (b) part of lots 10 and 11, Concession A;
- (c) part of the road allowance between,
  - (i) lots 10 and 11, and
  - (ii) concessions A and B; and
- (d) part of the lands under the waters of Talbot River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1893-26 registered in the registry office for the registry division of the County of Ontario as No. 333 Highways.

0.65 mile, more or less.

O. Reg. 258/59, s. 1 (29).

##### Schedule 2

In the Township of Thorah in the County of Ontario being,

- (a) part of lots 10 and 11, Concession 9;
- (b) part of lots 10 and 11, Concession 10;
- (c) part of the road allowance between,
  - (i) lots 10 and 11, Concession 9,
  - (ii) lots 10 and 11, Concession 10, and
  - (iii) concessions 9 and 10; and
- (d) part of the lands under the waters of the Talbot River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1605-14 registered in the registry office for the registry division of the County of Ontario as No. 332 Highways.

0.74 mile, more or less.

O. Reg. 258/59, s. 1 (28).

#### LINDSAY BY-PASS

##### Schedule 3

In the Township of Ops in the County of Victoria being,

- (a) part of Lot 22, Concession 1;
- (b) part of lots 21 and 22, Concession 2;
- (c) part of lots 19, 20 and 21, Concession 3;
- (d) part of lots 15, 16, 17, 18 and 19, Concession 4;
- (e) part of lots 15 and 16, Concession 5;
- (f) part of lots 15 and 16, Concession 6;
- (g) part of lots 15 and 16, Concession 7;
- (h) part of the road allowances between,
  - (i) concessions 1 and 2,
  - (ii) concessions 2 and 3,
  - (iii) lots 20 and 21,
  - (iv) concessions 3 and 4,
  - (v) lots 15 and 16,
  - (vi) concessions 4 and 5,
  - (vii) concessions 5 and 6,
  - (viii) concessions 6 and 7; and
- (i) part of the lands under the waters of the Scugog River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3116-12 registered in the registry office for the registry division of the County of Victoria as No. 400.

7.03 miles, more or less.

O. Reg. 101/57, Sched. 1.

#### SPRINGVILLE DIVERSION

##### Schedule 4

In the Township of North Monaghan in the County of Peterborough and in the Township of Cavan in the County of Durham being,

- (a) part of Lot 1 in each of concessions 10 and 11 in the Township of North Monaghan;
- (b) part of Lot 23, Concession 11, in the Township of Cavan;
- (c) part of the road allowance between,
  - (i) concessions 10 and 11, in the Township of North Monaghan, and
  - (ii) the townships of North Monaghan and Cavan,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2954-21 registered in the registry office for the registry divisions of the counties of Peterborough and Durham as Nos. 87414 and 62, respectively.

2.88 miles, more or less.

O. Reg. 142/58, s. 1 (4).

#### Schedule 5

In the Township of North Monaghan in the County of Peterborough and in the Township of Cavan in the County of Durham being,

- (a) part of Lot 1 in each of concessions 12 and 13, in the Township of North Monaghan; and
- (b) part of the road allowance between,
  - (i) concessions 12 and 13,
  - (ii) concessions 11 and 12,
 in the Township of North Monaghan; and
- (c) part of the road allowance between the townships of North Monaghan and Cavan,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3329-1 registered in the registry office for the registry division of the counties of Peterborough and Durham as Nos. 87413 and 61, respectively.

1.23 miles, more or less.

O. Reg. 142/58, s. 1 (5).

#### PETERBOROUGH BY-PASS

##### Schedule 6

In the Township of North Monaghan in the County of Peterborough being,

- (a) part of lots 8, 10, 11 and 12, Concession 10;
- (b) part of lots 1 to 8, both inclusive, Concession 11;
- (c) part of lots 1, 2 and 3, registered plan 28;
- (d) part of,
  - (i) Robinson Street, and
  - (ii) Beverly Street,
 registered plan 28;
- (e) part of the lands under the waters of Otonabee River; and
- (f) part of the road allowance between,
  - (i) lots 6 and 7, Concession 11, and
  - (ii) concessions 10 and 11,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3295-8 registered in the registry office for the registry division of the County of Peterborough as No. 91757.

3.94 miles, more or less.

O. Reg. 230/58, s. 1 (14).

#### Schedule 7

In the Township of Otonabee and in the City of Peterborough in the County of Peterborough being,

- (a) part of lots 25, 26 and 27, Concession 12;
- (b) part of lots 24 and 25, Concession 13;
- (c) part of lots 24 and 25, Concession 14;
- (d) part of lots 1 to 8, both inclusive, registered plan 14;
- (e) part of the lands under the waters of Otonabee River; and
- (f) part of the road allowance between,
  - (i) lots 26 and 27, Concession 12,
  - (ii) concessions 12 and 13, and
  - (iii) concessions 13 and 14,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1789-59 registered in the registry office for the registry division of the County of Peterborough as No. 91760.

2.68 miles, more or less.

O. Reg. 230/58, s. 1 (15).

#### DRUMMOND TOWNSHIP DIVERSION

##### Schedule 8

In the Township of Drummond in the County of Lanark being,

- (a) part of Lot 3, Concession 2;
- (b) part of lots 3 to 8, both inclusive, Concession 3;
- (c) part of lots 8 to 11, both inclusive, Concession 4;
- (d) part of lots 11 to 14, both inclusive, Concession 5;
- (e) part of lots 14, 15 and 16, Concession 6;
- (f) part of lots 16 and 17, Concession 7;
- (g) part of Lot 17, Concession 8; and
- (h) part of the road allowance between,
  - (i) lots 5 and 6,
  - (ii) lots 10 and 11,
  - (iii) lots 15 and 16,
  - (iv) concessions 2 and 3,
  - (v) concessions 3 and 4,
  - (vi) concessions 4 and 5,
  - (vii) concessions 5 and 6,
  - (viii) concessions 6 and 7, and
  - (ix) concessions 7 and 8,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2007-38 registered in the registry office for the

registry division of the south riding of the County of Lanark as No. 9264 for the Township of Drummond.

7.35 miles, more or less.

O. Reg. 63/60, s. 2 (36).

### INNISVILLE DIVERSION

#### Schedule 9

In the Township of Drummond in the County of Lanark being,

- (a) part of lots 19 and 20, Concession 10;
- (b) part of lots 20 and 21, Concession 11;
- (c) part of the road allowance between,
  - (i) lots 20 and 21, and
  - (ii) concessions 10 and 11; and
- (d) part of the land under the waters of the Mississippi River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2007-29 registered in the registry office for the registry division of the south riding of the County of Lanark as No. 9032 for the Township of Drummond.

0.82 mile, more or less.

O. Reg. 172/58, s. 1 (7).

### CARLETON PLACE BY-PASS

#### Schedule 10

In the Township of Ramsay in the County of Lanark being,

- (a) part of Lot 1, Concession 5; and
- (b) part of the road allowance between the townships of Ramsay and Beckwith,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2817-8 registered in the registry office for the registry division of the north riding of the County of Lanark as No. 10828 for the Township of Ramsay.

0.18 mile, more or less.

O. Reg. 172/58, s. 1 (8).

#### Schedule 11

In the Township of Beckwith in the County of Lanark being,

- (a) part of Lot 14, Concession 10;
- (b) part of lots 11, 12, 13 and 14, Concession 11;
- (c) part of lots 10 and 11, Concession 12;
- (d) part of the lands under the waters of Mississippi River; and
- (e) part of the road allowance between,
  - (i) concessions 10 and 11,
  - (ii) concessions 11 and 12,
  - (iii) lots 10 and 11, Concession 12, and
  - (iv) the townships of Beckwith and Ramsay,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1796-27 registered in the registry office for the registry division of the south riding of the County of Lanark as No. 7464 for the Township of Beckwith.

2.12 miles, more or less.

O. Reg. 63/60, s. 1 (9).

### ASHTON TO STITTSVILLE

#### Schedule 12

In the Township of Goulbourn in the County of Carleton being,

- (a) part of lots 1 and 2, Concession 10;
- (b) part of lots 2, 3, 4 and 5, Concession 11;
- (c) part of Lot 5, Concession 12; and
- (d) part of the road allowance between,
  - (i) the townships of Goulbourn and Beckwith,
  - (ii) concessions 10 and 11,
  - (iii) concessions 11 and 12, and
  - (iv) lots 5 and 6, Concession 12,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1696-19 filed in the office of the Registrar of Regulations at Toronto as No. 182.

2.34 miles, more or less.

O. Reg. 140/56, s. 1 (8).

#### Schedule 13

In the Township of Goulbourn in the County of Carleton being,

- (a) part of lots 22, 24 and 25, Concession 11;
- (b) part of lots 22, 23, 24 and 25, Concession 12; and
- (c) part of Carp Road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1696-17 filed in the office of the Registrar of Regulations at Toronto as No. 183.

1.24 miles, more or less.

O. Reg. 140/56, s. 1 (9).

### OTTAWA BY-PASS

#### Schedule 14

In the City of Ottawa, formerly in the Township of Nepean, in the County of Carleton being,

- (a) part of lots,
  - (i) 19 to 30, both inclusive, Concession 2,
  - (ii) 33 to 37, both inclusive, Concession 1,
 Ottawa River;
- (b) part of Lot 1, Concession A;

- (c) part of Lot G, Concession C;
- (d) part of Lot G, Concession D;
- (e) part of the lands shown on registered plans,
  - (i) 490,
  - (ii) 327173,
  - (iii) 330458,
  - (iv) 344195,
  - (v) 303,
  - (vi) 294284,
  - (vii) 355,
  - (viii) 367,
  - (ix) 268,
  - (x) 152,
  - (xi) 408,
  - (xii) 169018,
  - (xiii) 220358,
  - (xiv) M-48,
  - (xv) 207509,
  - (xvi) 157,
  - (xvii) 152206,
  - (xviii) 107254,
  - (xix) 222921,
  - (xx) 98608,
  - (xxi) 114306,
  - (xxii) 223,
  - (xxiii) 121772,
  - (xxiv) 92½,
  - (xxv) 171960,
  - (xxvi) 73,
  - (xxvii) 21,
  - (xxviii) 13,
  - (xxix) 39,
  - (xxx) 24,
  - (xxxi) 31155,
  - (xxxii) 64,
  - (xxxiii) 32,
  - (xxxiv) 37,
  - (xxxv) 33,
  - (xxxvi) 30,
  - (xxxvii) 92408,
  - (xxxviii) 71572,
  - (xxxix) 27,
  - (xl) 61,

- (xli) 48,
- (xlii) 150,
- (xliii) 161, and
- (xliv) 110920;
- (f) part of the land under the waters of the,
  - (i) Rideau River, and
  - (ii) Rideau Canal;
- (g) part of the road allowance between,
  - (i) concessions 1 and 2, Ottawa Front,
  - (ii) Concession 2, Ottawa River, and Concession A, and
  - (iii) Concession 1, Ottawa River, and Concession C, commonly known as Bronson Avenue,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3409 filed in the office of the Registrar of Regulations at Toronto as No. 252.

8.64 miles, more or less.

O. Reg. 233/58, s. 1 (5).

#### Schedule 15

In the City of Ottawa, formerly in the Township of Gloucester being,

- (a) part of Lot 10, Junction Gore;
- (b) part of the lands shown on registered plans,
  - (i) 84,
  - (ii) 320, and
  - (iii) 23; and
- (c) part of the road allowance between,
  - (i) lots 10 and 11, Junction Gore, and
  - (ii) Junction Gore and Concession 2, Ottawa Front,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3017-57 filed in the office of the Registrar of Regulations at Toronto as No. 251.

1.38 miles, more or less.

O. Reg. 188/58, s. 1 (4).

#### Schedule 16

In the Township of Gloucester in the County of Carleton being,

- (a) part of lots 11 to 16, both inclusive, Concession 1, Ottawa Front;
- (b) part of lots 17 to 26, both inclusive, Concession 2, Ottawa Front;
- (c) part of lots 11, 12, 16, 17 and 18, registered plan 23;
- (d) part of blocks 20 and 22, registered plan 23;

- (e) part of the road allowance between,
  - (i) lots 20 and 21,
  - (ii) concessions 1 and 2, Ottawa Front, and
  - (iii) lots 15 and 16; and
- (f) part of,
  - (i) Joseph Street,
  - (ii) Michael Street,
  - (iii) Cyrville Road,
  - (iv) Ottawa-Montreal Road, and
  - (v) the land under the waters of Green's Creek,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-3017-49 registered in the registry office for the registry division of the County of Carleton as No. 59245 Gloucester.

4.33 miles, more or less.

O. Reg. 83/58, s. 1 (1).

#### Schedule 17

##### INTERCHANGE AT PINECREST ROAD

In the City of Ottawa, formerly in the Township of Nepean, in the County of Carleton being,

- (a) part of lots 20 and 21 Concession 2, Ottawa River;
- (b) part of Lot 329, registered plan 372212;
- (c) part of,
  - (i) lots 1 to 9, both inclusive, and
  - (ii) the lands dedicated as public highway between lots 7 and 8, registered plan 490; and
- (d) part of the road allowance between lots 20 and 21, Concession 2, Ottawa River, commonly known as Pinecrest Road,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-1 registered in the registry office for the registry division of the County of Carleton as No. 404452 for the City of Ottawa. O. Reg. 161/60, s. 1 (6).

#### Schedule 18

##### INTERCHANGE AT WOODROFFE AVENUE

In the City of Ottawa, formerly in the Township of Nepean, in the County of Carleton being,

- (a) part of lots 25 and 26, Concession 2, Ottawa River;
- (b) part of Block A, registered plan 379788;
- (c) part of Lot 50, registered plan 293826;
- (d) part of,
  - (i) lots 29 and 30, and
  - (ii) Benjamin Avenue,
 registered plan 344479; and

- (e) part of Block A, registered plan 379787;

- (f) part of,
  - (i) lots 1 and 2, and
  - (ii) Kenneth Street,
 registered plan 301501; and
- (g) part of the road allowance between lots 25 and 26, Concession 2, Ottawa River, commonly known as Woodroffe Avenue,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-2 registered in the registry office for the registry division of the County of Carleton as No. 404453 for the City of Ottawa. O. Reg. 161/60, s. 1 (7).

#### Schedule 19

##### INTERCHANGE AT MAITLAND AVENUE

In the City of Ottawa, formerly in the Township of Nepean, in the County of Carleton being,

- (a) part of,
  - (i) Riddell Avenue, formerly Ridgway Avenue,
  - (ii) Maitland Avenue, and
  - (iii) lots 5, 6, 12, 13, 14, 21, 22, 28 and 29,
 registered plan 303;
- (b) part of Lot 9, registered plan 344195;
- (c) part of Lot 29, Concession 2, Ottawa River;
- (d) all of Lot 46, registered plan 304;
- (e) part of,
  - (i) lots 41 and 47,
  - (ii) Maitland Avenue, and
  - (iii) Daffodil Avenue,
 registered plan 304; and
- (f) part of lots 25 and 29, registered plan 312,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-3 registered in the registry office for the registry division of the County of Carleton as No. 404451 for the City of Ottawa. O. Reg. 161/60, s. 1 (8).

#### Schedule 20

##### INTERCHANGE AT CARLING AVENUE

In the City of Ottawa in the County of Carleton being,

- (a) part of,
  - (i) lots 31 and 33, Concession 1, Ottawa Front,
  - (ii) Lot 1, Concession A, Rideau Front, and
  - (iii) the road allowance between Concession A, Rideau Front, and Concession 1, Ottawa Front,

formerly in the Township of Nepean;



- (b) part of,
  - (i) lots 1 to 7, both inclusive, and
  - (ii) Kirkwood Avenue, formerly Holland Street,
 registered plan 152;
- (c) part of Lot 1, registered plan 206;
- (d) part of,
  - (i) lots 11 to 18, both inclusive, lots 21 to 24, both inclusive, and lots 27, 28, 31, 32, 33, 34 and 36, and
  - (ii) Strathcona Avenue,
 registered plan 328;
- (e) all of Lot 35, registered plan 328;
- (f) part of,
  - (i) blocks 5, 6, 7 and 8,
  - (ii) McDonald Street, and
  - (iii) Archibald Street,
 registered plan 221;
- (g) part of,
  - (i) lots 25, 26, 28, 29, 30 and 31, and
  - (ii) Kirkwood Avenue, formerly Holland Street,
 registered plan 268;
- (h) all of Lot 27, registered plan 268; and
- (i) all of blocks A and B, registered plan 357791,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-5 registered in the registry office for the registry division of the City of Ottawa as No. 414315. O. Reg. 336/60, Sched. 9.

#### Schedule 21

##### INTERCHANGE AT PARKDALE ROAD

In the City of Ottawa in the County of Carleton being,

- (a) part of the road allowance between lots 35 and 36, Concession 1, Ottawa Front, formerly in the Township of Nepean;
- (b) part of,
  - (i) lots 1200, 1204, 1206, 1211, 1215, 1219, 1374, 1378, 1380, 1399, 1401, 1403, 1580, 1582, 1584, 1603, 1605, 1607, 1609 and 1611,
  - (ii) Hinton Avenue, and
  - (iii) Hamilton Avenue,
 registered plan 157;
- (c) all of lots 1196, 1198, 1208, 1213, 1221, 1222, 1372, 1382 and 1405, registered plan 157;
- (d) part of,
  - (i) lots 55, 68 to 77, both inclusive, 81, 86, 87, 88, 91, 92, 97, 98, 99, 103 and 104,

- (ii) Beverley Avenue,
- (iii) Rosemount Avenue, and
- (iv) Sherbrooke Avenue,

registered plan 107254;

- (e) all of lots 56, 78, 82, 83 and 93, registered plan 107254;

- (f) part of,
  - (i) lots 5, 6, 7, 13, 15, 23 and 173,
  - (ii) Warwick Place, and
  - (iii) the lanes at the rear of lots fronting on Warwick Place, registered plan 222921; and
- (g) all of lots 14, 21 and 22, registered plan 222921,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-6 registered in the registry office for the registry division of the City of Ottawa as No. 412775. O. Reg. 336/60, Sched. 10.

#### Schedule 22

##### INTERCHANGE AT ROCHESTER STREET

In the City of Ottawa in the County of Carleton being,

- (a) part of the road allowance between lots 39 and 40, Concession 1, Ottawa Front, formerly in the Township of Nepean;
- (b) part of,
  - (i) Block 132, and
  - (ii) Rochester Street,
 registered plan 13;
- (c) part of lots 1 and 2, fronting on the north side of Lydia Street, registered plan 26;
- (d) all of,
  - (i) Lot 1, fronting on Rochester Street, and
  - (ii) Lot 1, fronting on Booth Street,
 registered plan 26;
- (e) part of lots 10, 12, 13 and 18, registered plan 32;
- (f) part of,
  - (i) lots 1567, 1568, 1569, 1570, 1579, 1581, 1592 and 1594, and
  - (ii) Queen Street,
 registered plan 39;
- (g) all of,
  - (i) lots 1580 and 1593, and
  - (ii) King Street,
 registered plan 39;
- (h) part of lots 1, 3, 4, 5 and 6, registered plan 64, and all of Lot 2, registered plan 64,

and being those portions of King's Highway shown coloured red on Department of Highways plan P-3409-7 registered in the registry office for the registry division of the City of Ottawa as No. 412772. O. Reg. 336/60, Sched. 11.

### Schedule 23

#### INTERCHANGE AT BRONSON AVENUE

In the City of Ottawa in the County of Carleton being,

(a) part of,

- (i) Lot 15, fronting on the east side of Percy Street,
- (ii) Lot 15, fronting on the west side of Percy Street,
- (iii) lots 36 to 40, both inclusive, fronting on Isabella Street,
- (iv) Lot 41, fronting on the south side of Catharine Street, and
- (v) Percy Street,

registered plan 30;

(b) all of,

- (i) lots 13 and 14, fronting on the west side of Percy Street, and
- (ii) lots 36 to 40, both inclusive, fronting on the south side of Catharine Street,

registered plan 30;

(c) part of,

- (i) lots 5 and 7 and 11, fronting on Bronson Avenue,
- (ii) lots 4, 6, 9, 10, 18, 21 and 22, fronting on Cambridge Street,
- (iii) lots 17, 20 and 22, fronting on Bell Street,
- (iv) Cambridge Street,
- (v) the lane at the rear of lots fronting on Bronson Avenue, and
- (vi) Arthur Lane,

registered plan 33;

(d) all of,

- (i) Lot 6, fronting on Bronson Avenue,
- (ii) lots 5, 16 and 17, fronting on Cambridge Street, and
- (iii) Lot 16, fronting on Bell Street,

registered plan 33;

(e) part of lots 22, 26, 29 and 33, registered plan 37;

(f) part of Bell Street, between registered plans 33 and 37;

(g) part of Lebreton Street, between registered plans 32 and 37;

(h) all of Lot 21, fronting on Bell Street, registered plan 33; and

(i) part of Bronson Avenue,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-8 registered in the registry office for the registry division of the City of Ottawa as No. 414420. O. Reg. 336/60, Sched. 12.

### Schedule 24

#### INTERCHANGE AT BANK STREET

In the City of Ottawa in the County of Carleton being,

(a) part of,

- (i) lots 14 and 15, fronting on the west side of Bank Street,
- (ii) Lot 15, fronting on the east side of Kent Street,
- (iii) Lot 15, fronting on the west side of Kent Street,
- (iv) lots 19 to 24, both inclusive, fronting on the north side of Isabella Street,
- (v) Lot 23, fronting on the south side of Catharine Street, and
- (vi) Kent Street,

registered plan 30;

(b) all of,

- (i) Lot 13, fronting on the west side of Bank Street,
- (ii) lots 19 to 22, both inclusive, fronting on the south side of Catharine Street,
- (iii) lots 13 and 14, fronting on the east side of Kent Street, and
- (iv) lots 13 and 14, fronting on the west side of Kent Street,

registered plan 30;

(c) part of Lot G, Concession C, Rideau Front, formerly in the Township of Nepean;

(d) part of,

- (i) Block A,
- (ii) lots 4 to 23, both inclusive, fronting on the north side of Chamberlain Avenue,
- (iii) Lot 1, fronting on the south side of Chamberlain Avenue,
- (iv) Lot 18, fronting on the west side of Bank Street, and
- (v) Chamberlain Avenue,

registered plan 71572;

(e) all of Lot 17, fronting on the west side of Bank Street, registered plan 71572;

(f) part of,

- (i) lots 4 to 12, both inclusive, and
- (ii) Percy Street,

registered plan 92408;

(g) Lyon Street, adjoining the westerly limit of registered plan 71572; and

(h) Bank Street, adjoining the westerly limit of registered plan 71572,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-9 registered in the registry office for the registry division of the City of Ottawa as No. 414314. O. Reg. 336/60, Sched. 13.

### Schedule 25

#### INTERCHANGE AT THE DRIVEWAY

In the City of Ottawa in the County of Carleton being,

(a) part of lots F and G, Concession C, Rideau Front, formerly in the Township of Nepean, including part of the Ordinance Reserve; and

(b) part of,

(i) lots A and B, fronting on the south side of Catharine Street,

(ii) lots 1 to 12, both inclusive, fronting on the south side of Catharine Street,

(iii) Lot 13, fronting on both east and west sides of each of Elgin, Metcalfe and O'Connor streets,

(iv) Lot A, fronting on the north side of Isabella Street,

(v) lots 1 to 16, both inclusive, fronting on the north side of Isabella Street,

(vi) Lot 16, fronting on both east and west sides of each of Elgin, Metcalfe and O'Connor streets,

(vii) Isabella Street,

(viii) Catharine Street,

(ix) Metcalfe Street,

(x) Elgin Street, and

(xi) O'Connor Street,

registered plan 30,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-10 registered in the registry office for the registry division of the City of Ottawa as No. 412773. O. Reg. 336/60, Sched. 14.

### Schedule 26

#### INTERCHANGE AT MAIN STREET

In the City of Ottawa in the County of Carleton being,

(a) part of,

(i) lots 25 to 33, both inclusive, and

(ii) Harvey Street,

registered plan 27;

(b) part of,

(i) lots 2 and 11, and

(ii) Harvey Street,

registered plan 61;

(c) all of lots 3, 4 and 12, registered plan 61;

(d) all of,

(i) Block B, and

(ii) lots 10 to 13, both inclusive,

registered plan 220; and

(e) part of,

(i) Lot G, Concession C, Rideau Front, and

(ii) the road allowance between concessions C and D, Rideau Front,

formerly in the Township of Nepean,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-11 registered in the registry office for the registry division of the City of Ottawa as No. 413679. O. Reg. 336/60, Sched. 15.

### Schedule 27

#### INTERCHANGE AT NICHOLAS STREET

In the City of Ottawa in the County of Carleton being part of Lot G, Concession D, Rideau Front, formerly in the Township of Nepean, and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-12 registered in the registry office for the registry division of the City of Ottawa as No. 412774. O. Reg. 336/60, Sched. 16.

### Schedule 28

#### INTERCHANGE AT ST. LAURENT BOULEVARD

In the City of Ottawa in the County of Carleton being,

(a) part of lots 5, 6, 7 and 8, registered plan 23;

(b) all of Lot 9, registered plan 23; and

(c) part of,

(i) lots 10 and 11, Junction Gore,

(ii) the road allowance between Junction Gore and Concession 2, Ottawa Front,

(iii) the road allowance between lots 10 and 11, Junction Gore, and

(iv) Parisien Street,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3409-13 registered in the registry office for the City of Ottawa as No. 42044. O. Reg. 336/60, Sched. 17.

### Schedule 29

#### INTERCHANGE AT BLAIR ROAD

In the Township of Gloucester in the County of Carleton being,

(a) part of lots 20 and 21, Concession 2, Ottawa Front; and

(b) part of the road allowance between lots 20 and 21,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3017-51 registered in the registry office for the registry division of the County of Carleton as No. 59310 for the Township of Gloucester. O. Reg. 158/58, s. 2 (3).

### Schedule 30

#### INTERCHANGE AT HIGHWAY NO. 17

In the Township of Gloucester in the County of Carleton being,

- (a) part of lots 14 and 15, Concession 1, Ottawa Front; and
- (b) part of the Ottawa-Montreal Road,

and being those portions of the King's Highway shown coloured red on Department of Highways plan P-3017-50 registered in the registry office for the registry division of the County of Carleton as No. 59309 for the Township of Gloucester. O. Reg. 158/58, s. 2 (2).

### OTTAWA TO QUEBEC BOUNDARY

#### Schedule 31

In the Township of Gloucester in the County of Carleton being,

- (a) part of lots 7 to 13, both inclusive, Concession 1, Ottawa Front;
- (b) part of park lots 6 and 7, registered plan 162;
- (c) part of lots 1, 2, 3, 4 and 5, Concession 1, Ottawa Front;
- (d) part of the road allowance between lots 10 and 11, Concession 1, Ottawa Front;
- (e) part of the road allowance between lots 5 and 6, Concession 1, Ottawa Front; and
- (f) part of the road allowance between the townships of Gloucester and Cumberland,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1937-16 filed in the office of the Registrar of Regulations at Toronto as No. 48.

2.34 miles, more or less.

O. Reg. 114/56, Sched. 1.

#### Schedule 32

In the Township of Cumberland in the County of Russell being,

- (a) part of lots 1 to 37, both inclusive, Concession 1, Ottawa Front (old survey);
- (b) part of the common east of the road allowance between the townships of Cumberland and Gloucester;
- (c) part of the common west of the road allowance between the townships of Cumberland and Clarence;
- (d) part of the common east of Lot 19, Concession 1, Ottawa Front (old survey);
- (e) part of the road allowance between,
  - (i) the townships of Cumberland and Gloucester,

(ii) lots 30 and 31, Concession 1, Ottawa Front (old survey),

(iii) lots 24 and 25, Concession 1, Ottawa Front (old survey),

(iv) the common and Lot 18, Concession 1, Ottawa Front (old survey),

(v) lots 12 and 13, Concession 1, Ottawa Front (old survey), and

(vi) the townships of Cumberland and Clarence; and

(f) part of Cameron Street as shown on a plan by F. B. Linden on the 16th day of April, 1884; and

(g) part of East Street as shown on a plan of the Village of Foubertville (Cumberland) registered on the 26th day of March, 1879;

(h) part of the Montreal and Ottawa road,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1863-17 filed in the office of the Registrar of Regulations at Toronto as No. 72.

9.99 miles, more or less.

O. Reg. 114/56, Sched. 2.

#### Schedule 33

In the Township of Clarence and in the Town of Rockland, in the County of Russell, being,

- (a) part of lots 1 to 37, both inclusive, Concession 1 (old survey), in the Township of Clarence;
- (b) part of the road allowance between the townships of Clarence and Cumberland;
- (c) part of the Montreal and Ottawa road;
- (d) part of Edwards Street in the Town of Rockland;
- (e) part of the common between lots 18 and 19, Concession 1 (old survey);
- (f) part of the road leading to Clarence Creek;
- (g) part of the common east of Lot 1, Concession 1 (old survey);
- (h) part of the road allowance between the townships of Clarence and North Plantagenet; and
- (i) part of the public road in,

(i) Lot 13, Concession 1 (old survey),

(ii) lots 6 and 7, Concession 1 (old survey), and

(iii) lots 3 and 4, Concession 1 (old survey),

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1775-16 filed in the office of the Registrar of Regulations at Toronto as No. 73.

9.88 miles, more or less.

O. Reg. 114/56, Sched. 3.



**Schedule 34**

In the Township of North Plantagenet in the County of Prescott being,

- (a) part of Lot B, Broken Front Concession;
- (b) part of lots 30 to 37, both inclusive, Broken Front Concession;
- (c) part of lots 22 to 30, both inclusive, Concession 1;
- (d) part of Lot A, Concession 2;
- (e) part of lots 15 to 18, both inclusive, Concession 2;
- (f) part of lots 19 to 22, both inclusive, Concession 2;
- (g) part of lots 7 to 10, both inclusive, Concession 3;
- (h) part of lots 6 and 7, Concession 4;
- (i) part of the road allowance between,
  - (i) the townships of Clarence and North Plantagenet,
  - (ii) lots 30 and 31, Broken Front Concession,
  - (iii) Broken Front Concession and Concession 1,
  - (iv) lots 24 and 25, Concession 1,
  - (v) concessions 1 and 2,
  - (vi) Lot A and Lot 19, Concession 2,
  - (vii) concessions 2 and 3,
  - (viii) concessions 3 and 4, and
  - (ix) lots 5 and 6, Concession 4;
- (j) part of,
  - (i) the Montreal and Ottawa road, and
  - (ii) Jessop's Falls Road; and
- (k) part of the land under the waters of the South Nation River,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1867-12 filed in the office of the Registrar of Regulations at Toronto as No. 175.

8.76 miles, more or less.

O. Reg. 114/56, Sched. 4.

**Schedule 35**

In the Village of L'Original in the County of Prescott being,

- (a) part of lot,
  - (i) 9,
  - (ii) 36,
  - (iii) 37,
  - (iv) 38, and
 shown on registered plan 15; and
- (b) part of the road allowance between the townships of Longueuil and West Hawkesbury,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1768-19 filed in the office of the Registrar of Regulations at Toronto as No. 176.

1.02 miles, more or less.

O. Reg. 114/56, Sched. 5.

**Schedule 36**

In the Township of West Hawkesbury in the County of Prescott being,

- (a) part of the common in Concession 1;
- (b) part of lots 1 to 7, both inclusive, Concession 1;
- (c) part of Lot B, east side McGill Street, Concession 1;
- (d) part of Block B, west side McGill Street, Concession 1;
- (e) part of lots 11 to 19, both inclusive, Concession 1;
- (f) part of the road allowance between,
  - (i) the townships of West Hawkesbury and Longueuil,
  - (ii) lots 6 and 7, Concession 1, and
  - (iii) lots 12 and 13, Concession 1; and
- (g) part of McGill Street,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-2076-11 filed in the office of the Registrar of Regulations at Toronto as No. 177.

4.77 miles, more or less.

O. Reg. 114/56, Sched. 6.

**Schedule 37**

In the Township of East Hawkesbury in the County of Prescott being,

- (a) part of Broken Lot 1, Concession 1, Gore of the Township of East Hawkesbury;
- (b) part of lots 1 to 18, both inclusive, Concession 1;
- (c) part of the common in Concession 1;
- (d) part of lots 19 to 37, both inclusive, Concession 1; and
- (e) part of the road allowance between,
  - (i) Lot 1 and Broken Lot 1, Concession 1,
  - (ii) lots 6 and 7, Concession 1,
  - (iii) lots 12 and 13, Concession 1,
  - (iv) lots 24 and 25, Concession 1, and
  - (v) lots 30 and 31, Concession 1, and
  - (vi) concessions 1 and 2,

and being that portion of the King's Highway shown coloured red on Department of Highways plan P-1981-19 filed in the office of the Registrar of Regulations at Toronto as No. 178.

9.40 miles, more or less.

O. Reg. 114/56, Sched. 7.



Regulation 220

under The Highway Improvement Act

PERMITS		Non-illuminated	Illuminated
1. The fee for a permit to place, erect or alter any gasoline pump or any part thereof, used for the purpose of selling gasoline,			
(a) upon or within 8 feet of any limit of the King's Highway is.....	\$25.00		
(b) upon or within 25 feet, but not upon or within 8 feet, of any limit of the King's Highway is.....	5.00		
(c) not upon or within 25 feet of any limit of the King's Highway is.....	Nil		
C.R.O. 1950, Reg. 136, s. 1; O. Reg. 95/51, s. 1.			
2. The fee for a permit to place, erect or alter any sign, notice or advertising device, or any part thereof,			
(a) where the area is under 40 square feet and does not exceed 10 feet in length, other than a sign not more than 2 feet by 1 foot displaying the name of the owner or occupant of the premises to which it is affixed, or the name of such premises, is.....	\$ 1.00	\$ 2.00	
(b) where the area is over 40 square feet and does not exceed 25 feet in length, is....	7.50	15.00	
(c) where the length is more than 25 feet, is.....	15.00	30.00	
C.R.O. 1950, Reg. 136, s. 2.			
3. Every permit expires on the 31st day of December next following the date of issue. C.R.O. 1950, Reg. 136, s. 3.			
4. The powers of the Minister to make orders, to give notices and to issue permits under section 38 of the Act are delegated to the Deputy Minister. C.R.O. 1950, Reg. 136, s. 4.			



## Regulation 221

### under The Highway Traffic Act

#### DEMERIT POINT SYSTEM

##### INTERPRETATION

1. In this Regulation, "driver's licence" means an operator's licence or chauffeur's licence issued under the Act. O. Reg. 285/58, s. 1.

##### RECORDING OF DEMERIT POINTS

2.—(1) When any person is convicted of an offence under a provision of an Act, regulation or municipal by-law set out in column 1 of the Table, the Registrar shall record in respect of the person the number of demerit points set opposite thereto in column 2.

(2) The short descriptions in column 3 of the Table indicate for convenience of reference only the general nature of offences under the provisions in column 1 and shall not be construed to limit the offences for which demerit points are imposed. O. Reg. 285/58, s. 1; O. Reg. 11/59, s. 1.

3. If a person enters an appeal against a conviction, no demerit points shall be recorded in respect of the conviction unless the conviction is sustained on appeal and, where points have been recorded in respect of a conviction before an appeal is entered, the points and any suspension imposed in consequence thereof shall be removed until the appeal is disposed of. O. Reg. 285/58, s. 3.

4. If a person is convicted of two or more offences arising out of the same circumstances, only demerit points for the conviction for which the greatest number of points is imposed shall be recorded and, if the greatest number of points is equal for two or more convictions, points shall be recorded for one conviction only. O. Reg. 285/58, s. 4.

5. Where any person forfeits bail given upon a charge of an offence under a provision set out in column 1 of the Table, the Registrar shall record the forfeiture as a conviction and shall record the demerit points imposed for the conviction in the same manner as if the person were convicted of the offence. O. Reg. 285/58, s. 5.

6. Where a resident of Ontario is convicted or forfeits bail in another province of Canada or in one of the United States of America for an offence that, in the opinion of the Registrar, is in substance and effect equivalent to an offence for which points would be recorded upon conviction in Ontario, the Registrar may record the demerit points for the conviction in the same manner as if the conviction had been made or the bail forfeited in Ontario for the equivalent offence. O. Reg. 285/58, s. 6.

##### REDUCTION OF POINTS

7. When two years have elapsed after the entry of demerit points on the record of a person, the Registrar shall strike the points from the record. O. Reg. 285/58, s. 7.

8. When a licence has been suspended for a period of three months or more under this Regulation or by an order of the court or by the Minister under section 25 of the Act or under section 20 or 21 of the Act and the period of suspension has expired, the Registrar shall strike all accumulated demerit points from the record of the holder of the licence. O. Reg. 11/59, s. 2, *revised*.

#### NOTICE OF POINTS

9.—(1) When a total of more than six but less than nine demerit points have accumulated in the record of any person, the Registrar shall cause a notice to be sent to the person informing him of the number of points accumulated.

(2) A notice under subsection 1 shall be deemed to be sent if it is mailed to the last address of the person appearing on the records of the Department. O. Reg. 285/58, s. 9.

#### SUSPENSION OF LICENCES

10. When a total of nine or more but less than twelve demerit points have accumulated in the record of a person, the Registrar may require him to attend before an official of the Department for an interview and to furnish such information, evidence or material as is required to show cause why his licence should not be suspended. O. Reg. 285/58, s. 10.

11.—(1) Where a person fails to comply with a requirement under section 10, the Minister may, upon ten days notice by registered mail, suspend the driver's licence of such person until the requirement is complied with.

(2) A notice under subsection 1 shall be deemed to be given if it is sent by registered mail to the last address of the person appearing on the records of the Department. O. Reg. 285/58, s. 11.

12. Where the Minister is of the opinion that a person has failed to show cause under section 10 why his licence should not be suspended, the Minister may suspend the licence for such period as he deems advisable. O. Reg. 285/58, s. 12.

13.—(1) Subject to subsection 2, when twelve or more demerit points have accumulated in the record of a person, the Registrar shall suspend the driver's licence of such person for a period of three months.

(2) The period of suspension in subsection 1 is six months where the accumulation of twelve or more demerit points occurs within a period of one year from the time a previous suspension under this section has expired. O. Reg. 285/58, s. 13.

14. Where a licence is suspended under this Regulation, the period of suspension is concurrent with the unexpired portion of any suspension under any other authority. O. Reg. 285/58, s. 14.

15. Where a person is convicted of operating a motor vehicle while his driver's licence is suspended under this Regulation, the licence shall be suspended for an additional period of six months. O. Reg. 285/58, s. 15.

#### COMMENCEMENT

16. Clause *c* of item 8 of the Table comes into force on a day to be named by the Lieutenant Governor in Council. O. Reg. 312/60.

TABLE

Item	COLUMN 1 Provisions under which convicted	COLUMN 2 Number of Demerit Points	COLUMN 3 Short description of offences for convenience of reference only
1	Sections 192, 193 and 221 of the <i>Criminal Code</i> (Canada)	12	Criminal negligence involving the use of motor vehicle
2	Section 222 of the <i>Criminal Code</i> (Canada)	12	Driving while intoxicated
3	Section 223 of the <i>Criminal Code</i> (Canada)	12	Driving while ability to drive is impaired
4	Sections 7 (1) and 25 (3) of <i>The Highway Traffic Act</i> and subsection 1 of section 26 of Regulation 227 of Revised Regulations of Ontario, 1960.	12	Obtaining licence by misrepresentation
5	Section 221 (2) of the <i>Criminal Code</i> (Canada)	9	Failing to stop at scene of accident
6	Section 60 of <i>The Highway Traffic Act</i>	5	Careless driving
7	Section 91 of <i>The Highway Traffic Act</i>	5	Racing
8	Sections 59 and 61 of <i>The Highway Traffic Act</i> and any municipal by-law fixing maximum rates of speed where the rate of speed is exceeded by		
	(a) 30 m.p.h. or more	5	Exceeding speed limit by 30 m.p.h. or more
	(b) more than 10 m.p.h. and less than 30 m.p.h.	3	Exceeding speed limit by more than 10 m.p.h. and less than 30 m.p.h.
	(c) 10 m.p.h. or less	2	Exceeding speed limit by 10 m.p.h. or under
9	Sections 63, 64 (a), 67 and 79 (1) of <i>The Highway Traffic Act</i>	3	Failing to yield right of way
10	Sections 70 (4), 70 (5), 70 (6-8) and 64 of <i>The Highway Traffic Act</i> and any municipal by-law requiring a driver to stop at a stop sign or signal-light	3	Failing to obey a stop sign or signal-light
11	Section 143 of <i>The Highway Traffic Act</i>	3	Failing to report an accident
12	Sections 73 (1), 73 (2), 71 (4), 71 (6) and 71 (7) of <i>The Highway Traffic Act</i>	2	Improper passing
13	Sections 71 (1), 71 (2) and 71 (3) of <i>The Highway Traffic Act</i>	2	Failing to share road
14	Section 68 (1) of <i>The Highway Traffic Act</i>	2	Improper right turn
15	Sections 68 (2), 68 (3), 68 (4) and 68 (5) of <i>The Highway Traffic Act</i>	2	Improper left turn
16	Sections 69 (1) and 69 (5) of <i>The Highway Traffic Act</i>	2	Failing to signal
17	Sections 76 and 77 of <i>The Highway Traffic Act</i>	2	Improper driving where highway divided into lanes
18	Section 72 of <i>The Highway Traffic Act</i>	2	Driving to left of centre of highway when prohibited

Item	COLUMN 1 Provisions under which convicted	COLUMN 2 Number of Demerit Points	COLUMN 3 Short description of offences for convenience of reference only
19	Section 94 (4) (a,b) of <i>The Highway Traffic Act</i>	2	Failing to stop for school bus
20	Section 62 of <i>The Highway Traffic Act</i>	2	Unnecessary slow driving
21	Section 75 of <i>The Highway Traffic Act</i>	2	Wrong way on one-way street
22	Sections 78 (1), 78 (2) and 79 (2) of <i>The Highway Traffic Act</i>	2	Following too closely
23	Section 86 of <i>The Highway Traffic Act</i>	2	Improper passing of street car
24	Section 87 of <i>The Highway Traffic Act</i>	2	Lack of caution meeting animals
25	Section 84 of <i>The Highway Traffic Act</i>	2	Improper opening of vehicle door
26	Any municipal by-law requiring a driver to stop before entering a pedestrian cross-over	2	Pedestrian cross-over violation

O. Reg. 285/58, Table.



## Regulation 222

under The Highway Traffic Act

### DESIGNATION OF HIGHWAYS

1. The following highways are designated as Class A highways:
  1. The King's Highway.
  2. Every highway within a city, town or incorporated village, except those on which heavy traffic is prohibited by by-law approved by the Department.
  3. Every hard-surfaced county and township highway, except those designated by by-law of a county or township approved by the Minister. C.R.O. 1950, Reg. 409, s. 1.
2. The King's Highway is designated as a through highway. C.R.O. 1950, Reg. 409, s. 2.

## Regulation 223

### under The Highway Traffic Act

#### DRIVING INSTRUCTOR'S LICENCE

1. No person shall act as a driving instructor without a licence therefor issued by the Minister. O. Reg. 97/59.

2. Upon the issue or renewal of a driving instructor's licence, the applicant shall pay a fee of \$15. O. Reg. 97/59.

3.—(1) A driving instructor's licence may be issued to any person who applies therefor and who satisfies the Minister,

- (a) of his ability to operate a motor vehicle and to instruct in the safe operation of a motor vehicle;
- (b) that he is the holder of an operator's or chauffeur's licence issued under the Act and has been so licensed for a period of at least one year immediately preceding the date of his application;
- (c) that he is a fit and proper person to be licensed as a driving instructor having regard to his character and integrity; and
- (d) that he is at least twenty-one years of age. O. Reg. 97/59, s. 3.

(2) Notwithstanding clause *d* of subsection 1, a driving instructor's licence may be issued to a person of the age of nineteen or twenty years who has entered into a contract of employment as a driving instructor in a high school, collegiate institute, secondary school, vocational school or private school, and the licence authorizes the licensee to act as a driving instructor only while carrying out the terms of the contract of employment. O. Reg. 208/59, s. 2.

4. An application for a driving instructor's licence shall be accompanied by,

- (a) two photographs of the applicant taken within thirty days of the date on which the application is made;
- (b) such other material as is required for the purpose of section 3; and
- (c) a fee of \$10. O. Reg. 97/59, s. 4; O. Reg. 208/59, s. 1.

5. A teacher under contract to teach in a high school, collegiate institute, secondary school, vocational school or private school who instructs in the operation of a motor vehicle in a *bona fide* driver education training course carried on in such school is exempt from section 2 and, in lieu of the fee required by clause *c* of section 4, he shall pay a fee of \$1. O. Reg. 97/59, s. 5.

6. The Minister may issue a temporary driving instructor's licence to an applicant for a driving instructor's licence for the period during which the application is being considered. O. Reg. 97/59, s. 6.

7. Every driving instructor's licence expires on the 31st day of March in each year, but, when the licensee ceases to be the holder of an operator's or chauffeur's licence, his driving instructor's licence expires on the date he ceases to be such holder. O. Reg. 97/59, s. 7.

8. The Minister may suspend or revoke a driving instructor's licence for any grounds upon which an application for a licence may be refused under section 3. O. Reg. 97/59, s. 8.

9. A photograph of the holder of a driving instructor's licence shall be attached to and accompany his licence at all times. O. Reg. 97/59, s. 9.

10. Every driving instructor, while giving driving instruction, shall display his driving instructor's licence in the motor vehicle in such a position that it is plainly visible to the student driver. O. Reg. 97/59, s. 10.

## Regulation 224

### under The Highway Traffic Act

#### EQUIPMENT

##### BRAKES

1.—(1) In making a brake test a Bear Hydraulic Brake Tester, Cowdrey Dynamic Brake Tester, James Decelerometer, Muether Stopmeter, Tapley Brake Testing Meter, Weaver Brake Tester, or such other instrument as is approved by the Minister, shall be used.

(2) The brake test may be made with the vehicle loaded or otherwise in the discretion of the person making the test. C.R.O. 1950, Reg. 408, Part II, s. 1; O. Reg. 221/58, s. 1.

2.—(1) Where the vehicle has a clutch, the brake test shall be made with the clutch disengaged.

(2) Where the vehicle has no clutch, the brake test shall be made without motive power being applied to the driving wheels, except in the case of electrical brakes. C.R.O. 1950, Reg. 408, Part II, s. 3.

3. The service brakes of a motor vehicle or motor vehicle and trailer shall be adequate to stop the vehicle or vehicles within forty feet when travelling at the rate of twenty miles an hour on a dry asphalt or concrete pavement free from loose material and having not more than a 1 per cent grade. C.R.O. 1950, Reg. 408, Part II, s. 4.

4. Brakes shall be adjusted so that the braking power is applied as equally as possible to the wheels on opposite sides of the vehicle. C.R.O. 1950, Reg. 408, Part II, s. 5.

##### REFLECTORS

5. A motor vehicle or trailer having a width in excess of eighty inches may display a reflector approved by the Department in lieu of a clearance lamp on the rear of the vehicle. C.R.O. 1950, Reg. 408, s. 1.

6. A vehicle, other than a motor vehicle, commonly used for conveying flammable materials or structurally unsuitable for carrying lighted lamps, may display a reflector approved by the Department in lieu of a lighted lamp. C.R.O. 1950, Reg. 408, s. 1.

#### NON-APPLICATION OF SECTION 51 OF THE ACT

7. Subsection 1 of section 51 of the Act does not apply to,

(a) a commercial motor vehicle, or a trailer drawn by it, registered in the name of or operated under any form of contract on behalf of,

(i) a department of a provincial government,

(ii) a department of the government of Canada,

(iii) a board or commission the members of which are appointed by the Governor General in Council or a Lieutenant Governor in Council,

(iv) a municipality,

(v) a board or commission the members of which are appointed by a municipality, or

(vi) a public service corporation, board or commission,

if the vehicle or trailer bears a mark or sign indicating ownership;

(b) a commercial motor vehicle registered in the name of or operated under any form of contract on behalf of a funeral director;

(c) a motor vehicle classified for registration purposes as a dual-purpose vehicle other than one licensed as a public vehicle or public commercial vehicle; or

(d) a commercial motor vehicle operated under a written lease or a written agreement for the exclusive use of a person other than the owner where the vehicle bears a mark or sign indicating ownership. O. Reg. 14/51, s. 1.

## Regulation 225

### under The Highway Traffic Act

#### EXTENSION OF TIME FOR LICENCES

1. Notwithstanding the provisions of Regulation 227 of Revised Regulations of Ontario, 1960 the term of,
  - (a) motor vehicle permits;
  - (b) trailer permits;
  - (c) operators' licences; and
  - (d) chauffeurs' licences,

issued for the year 1960 is extended from the 31st day of December, 1960 to and including the 15th day of March, 1961. O. Reg. 342/60, s. 1.

Regulation 226

under The Highway Traffic Act

GARAGE AND STORAGE LICENCE

1.—(1) The following fees shall be paid to the Department:

- 1. For a licence to store motor vehicles, deal in motor vehicles and conduct a garage business, parking station, parking lot and used car lot, for each separate premises .....\$25.00
  - 2. For a licence to buy and wreck motor vehicles ..... 25.00
  - 3. For a licence to service and repair motor vehicles..... 15.00
  - 4. For the transfer of a licence issued under this Regulation, to be paid by the transferee..... 1.00
- O. Reg. 275/59, s. 1.

(2) Where a licence referred to in item 1, 2 or 3 of subsection 1 is for a business commenced on or after the 1st day of September in a year, one-half of the fee shall be paid for the licence for that year. C.R.O. 1950, Reg. 407, s. 47 (1), par. 3, *part, revised*.

(3) A licence remains in force only during the calendar year in which it is issued.

(4) Where the ownership of premises in respect of which a licence under this Regulation has been issued is transferred, the licence shall remain with the premises and a notice of the change of ownership containing the full name and address of the purchaser shall be sent immediately to the Department by the person to whom the licence was issued. C.R.O. 1950, Reg. 407, s. 47 (2, 3).

2. Every holder of a licence referred to in section 1 shall keep the records prescribed by subsection 1 of section 32 of the Act in the book supplied by the Department for that purpose. C.R.O. 1950, Reg. 407, s. 48.

3. Any person who wrecks or destroys a motor vehicle shall immediately send the permit and number plates thereof, together with the form prescribed by the Department, to the Motor Vehicle Licence Branch, Department of Transport. C.R.O. 1950, Reg. 407, s. 49, *amended*.

4. Every holder of a licence referred to in section 1 shall in writing notify the Motor Vehicle Licence Branch, Department of Transport, of every motor vehicle repaired by him by the installation of a new engine or cylinder block and shall state the number of the engine or cylinder block removed and the number of the engine or cylinder block installed. C.R.O. 1950, Reg. 407, s. 50.



## Regulation 227

### under The Highway Traffic Act

#### GENERAL

##### 1. In this Regulation,

- (a) "driver's licence" means an operator's licence or a chauffeur's licence;
- (b) "trolley bus" means a vehicle propelled by electric power obtained from overhead wires but not operated upon rails. C.R.O. 1950, Reg. 407, s. 1(a), s. 16.

#### REGISTRATION AND PERMITS

2.—(1) The carrying capacity in pounds of a motor bus other than a school bus is determined by multiplying the seating capacity by 135.

(2) The carrying capacity in pounds of a school bus is determined by multiplying the seating capacity by ninety. C.R.O. 1950, Reg. 407, s. 11.

3.—(1) The carrying capacity of a tractor is the gross weight of the semi-trailer resting on the tractor. C.R.O. 1950, Reg. 407, s. 13.

(2) The weight of a semi-trailer is the weight when empty and attached to the tractor and resting on its wheels. C.R.O. 1950, Reg. 407, s. 14.

(3) The carrying capacity of a semi-trailer is the difference between its gross weight and the weight when empty and attached to the tractor and resting on its wheels. C.R.O. 1950, Reg. 407, s. 15.

4. Every permit issued under this Regulation expires on the 31st day of December of the year for which it was issued. C.R.O. 1950, Reg. 407, s. 8.

5.—(1) The fees for registration of a motor vehicle or trailer are as follows:

##### 1. Subject to items 2 to 13 for a motor vehicle,

- (a) having 35 horse-power or less... \$15.00
- (b) exceeding 35 horse-power and up to and including 45 horse-power..... 20.00
- (c) having more than 45 horse-power..... 25.00
- (d) notwithstanding subclauses *a*, *b* and *c*, having 4 cylinders, if motor vehicle manufactured in or before 1933..... 8.00

the horse-power referred to being that established by S.A.E. rating.

##### 2. For a motor vehicle, other than one commonly known as a passenger car, designed by the manufacturer for the transportation of persons and goods, and for a passenger car which by a temporary change of body may be used as a commercial motor vehicle classed for registration purposes as a "dual purpose" vehicle, the fees prescribed in item 6.

##### 3. For a motor vehicle owned by a member of Her Majesty's Canadian naval, military or air forces who has moved into Ontario and who holds a valid permit for the vehicle issued

by another province or country, for the balance of the registration year..... \$2.00

##### 4. For a motor vehicle driven by electricity stored in the vehicle, other than a commercial motor vehicle..... \$15.00

##### 5. For a motor vehicle driven by steam, other than a commercial motor vehicle..... \$15.00

##### 6. Subject to subsection 2, for commercial motor vehicles, other than a motor bus, having a combined weight and carrying capacity of,

- (a) not more than 2½ tons..... \$ 20.00
- (b) more than 2½ tons and up to 3 tons..... 25.00
- (c) more than 3 tons and up to 3½ tons..... 38.00
- (d) more than 3½ tons and up to 4 tons..... 50.00
- (e) more than 4 tons and up to 5 tons..... 68.00
- (f) more than 5 tons and up to 6 tons..... 88.00
- (g) more than 6 tons and up to 7 tons..... 103.00
- (h) more than 7 tons and up to 8 tons..... 118.00
- (i) more than 8 tons and up to 9 tons..... 151.00
- (j) more than 9 tons and up to 10 tons..... 179.00
- (k) more than 10 tons and up to 11 tons..... 208.00
- (l) more than 11 tons and up to 12 tons..... 239.00
- (m) more than 12 tons and up to 13 tons..... 273.00
- (n) more than 13 tons and up to 14 tons..... 309.00
- (o) more than 14 tons and up to 15 tons..... 356.00
- (p) more than 15 tons and up to 16 tons..... 391.00
- (q) more than 16 tons and up to 17 tons..... 427.00
- (r) more than 17 tons and up to 18 tons..... 463.00
- (s) more than 18 tons and up to 19 tons..... 502.00
- (t) more than 19 tons and up to 20 tons..... 542.00

7. For a conversion unit consisting of a single axle designed to convert a two-axle vehicle into a three-axle vehicle with a gross weight of 40,000 lbs. ....\$233.00
8. For a trailer or semi-trailer having a combined weight and carrying capacity of,
- (a) not more than 1 ton.....\$ 5.00
  - (b) more than 1 ton and up to 2 tons..... 10.50
  - (c) more than 2 tons and up to 3 tons..... 22.00
  - (d) more than 3 tons and up to 4 tons..... 34.00
  - (e) more than 4 tons and up to 5 tons..... 53.00
  - (f) more than 5 tons and up to 6 tons..... 69.00
  - (g) more than 6 tons and up to 7 tons..... 81.00
  - (h) more than 7 tons and up to 8 tons..... 92.00
  - (i) more than 8 tons and up to 9 tons..... 114.00
  - (j) more than 9 tons and up to 10 tons..... 126.00
  - (k) more than 10 tons and up to 11 tons..... 162.00
  - (l) more than 11 tons and up to 12 tons..... 176.00
  - (m) more than 12 tons and up to 13 tons..... 191.00
  - (n) more than 13 tons and up to 14 tons..... 206.00
  - (o) more than 14 tons and up to 15 tons..... 227.00
  - (p) more than 15 tons and up to 16 tons..... 249.00
  - (q) more than 16 tons and up to 17 tons..... 272.00
  - (r) more than 17 tons and up to 18 tons..... 295.00
  - (s) more than 18 tons and up to 19 tons..... 320.00
  - (t) more than 19 tons and up to 20 tons..... 346.00
9. Subject to items 10 and 11, for a motor bus or trolley bus designed and used exclusively for the transportation of passengers, having a seating capacity for nine or more passengers and having a combined weight and carrying capacity of,
- (a) not more than  $2\frac{1}{2}$  tons.....\$ 17.50
  - (b) more than  $2\frac{1}{2}$  tons and up to 3 tons..... 25.00
  - (c) more than 3 tons and up to 4 tons..... 38.00
  - (d) more than 4 tons and up to 5 tons..... 57.00
  - (e) more than 5 tons and up to 6 tons.....\$ 76.00
  - (f) more than 6 tons and up to 7 tons..... 88.00
  - (g) more than 7 tons and up to 8 tons..... 101.00
  - (h) more than 8 tons and up to 9 tons..... 123.00
  - (i) more than 9 tons and up to 10 tons..... 137.00
  - (j) more than 10 tons and up to 11 tons..... 173.00
  - (k) more than 11 tons and up to 12 tons..... 189.00
  - (l) more than 12 tons and up to 13 tons..... 204.00
  - (m) more than 13 tons and up to 14 tons..... 221.00
  - (n) more than 14 tons and up to 15 tons..... 243.00
  - (o) more than 15 tons and up to 16 tons..... 267.00
  - (p) more than 16 tons and up to 17 tons..... 290.00
  - (q) more than 17 tons and up to 18 tons..... 316.00
  - (r) more than 18 tons and up to 19 tons..... 342.00
  - (s) more than 19 tons and up to 20 tons..... 369.00
10. For a commercial motor vehicle, trailer or motorcycle owned by a municipality or school board, or a commercial motor vehicle, trailer or motorcycle other than a motor bus or trolley bus, operated by a commission on behalf of a municipality.....\$2.00
11. For a trolley bus operated solely within the limits of an urban municipality.....\$2.00
12. For a commercial motor vehicle having a machine or apparatus mounted upon the chassis thereof that is not designated or used primarily for the transportation of persons or property and only incidentally operated or moved over the highways,
- (a) where the gross weight of the vehicle does not exceed 3 tons..\$10.50
  - (b) where the gross weight of the vehicle exceeds 3 tons, one-half the fees set out in item 6.
13. For a motorcycle..... 10.00
- (2) Except where the Minister is satisfied that, by reason of the design or construction of a commercial motor vehicle or the nature of the load carried therein, the commercial motor vehicle is incapable of carrying a load of 1000 pounds, the minimum carrying capacity of a commercial motor vehicle for which a permit will be issued under item 6 of subsection 1 is 1000 pounds. O. Reg. 224/55, s. 1; O. Reg. 100/58, ss. 1-4; O. Reg. 293/59, s. 1 (1-6).
- (3) Where a registration referred to in item 1, 2, 4 to 9, or 12 or 13 of subsection 1 is applied for after the 1st day of September and before the 31st day of Decem-

ber in the year for which the registration is made, the fee for the registration is reduced by one-half. C.R.O. 1950, Reg. 407, s. 3; O. Reg. 224/55, s. 3, *part, revised*.

(4) Where a registration referred to in item 6 or 8 of subsection 1 is made and the commercial motor vehicle, trailer or semi-trailer is designed and used exclusively for the transportation of a road-building machine that is owned by the owner of the vehicle, the fee for the registration is reduced by one-half in addition to any reduction made under subsection 3. C.R.O. 1950, Reg. 407, s. 2, *revised*.

6. An application to register a tractor shall be accompanied by a certificate showing the weight of the tractor while it has attached to it the heaviest semi-trailer with which it is used. C.R.O. 1950, Reg. 407, s. 12.

7.—(1) Where a motor vehicle is registered in the name of His Excellency the Governor General, His Honour the Lieutenant Governor, a department of the government of a province or of Canada, or of any foreign government or a representative of a foreign government located in Ontario in the capacity of ambassador, career consul or career vice-consul, career trade commissioner or assistant career trade commissioner, commercial attache or assistant commercial attache, no registration fee is payable.

(2) Where a commercial motor vehicle is owned by and registered in the name of The Canadian Red Cross Society or any branch thereof, no registration fee is payable. C.R.O. 1950, Reg. 407, s. 4.

8. Every commercial vehicle, while being operated under the authority of a class L licence issued under *The Public Commercial Vehicles Act*, is exempt from registration. O. Reg. 234/52, s. 1.

9.—(1) Subject to subsection 2, every commercial motor vehicle,

(a) that is registered in a reciprocating province that grants exemption for commercial motor vehicles and trailers similar to the exemption granted by this section; and

(b) that is owned by a resident of the reciprocating province,

is exempt from registration in Ontario while the vehicle is being driven or operated in Ontario. C.R.O. 1950, Reg. 407, ss. 44 (1), 46, *part, revised*.

(2) Subsection 1 does not apply to,

(a) commercial motor vehicles operating under any form of contract made in Ontario;

(b) motor buses operating on regular routes or schedules between a place in Ontario and a place in any other province; and

(c) commercial motor vehicles required to be licensed under *The Public Commercial Vehicles Act*, other than commercial motor vehicles used exclusively for the transportation of household goods or furniture or for the transportation of natural products of the farm or the products of a dairy, creamery or cheese factory. C.R.O. 1950, Reg. 407, s. 44 (2) and 46, *part, revised*.

10. Every commercial motor vehicle,

(a) that is registered in a reciprocating state of the United States of America that grants exemptions for commercial motor vehicles similar to the exemptions granted by this section; and

(b) that is owned by a resident of the reciprocating state,

is exempt from registration while the vehicle is being driven or operated in Ontario if the vehicle is,

(c) a hearse or ambulance;

(d) a public vehicle operated in a scheduled service in Ontario within ten miles of its point of entry on the international boundary line between Canada and the United States of America or operated on chartered trips originating outside Ontario;

(e) a trailer or semi-trailer when drawn by a commercial motor vehicle registered in Ontario and operated within,

(i) ten miles of its point of entry where the point of entry is on the boundary line between Canada and the United States of America other than the boundary between the State of Michigan and the Province of Ontario, or

(ii) twenty miles of its point of entry where the point of entry is on the boundary between the State of Michigan and the Province of Ontario. C.R.O. 1950, Reg. 407, ss. 45 and 46, *part, revised*.

11. A permit shall not be issued for a commercial motor vehicle having a gross weight in excess of the limits provided in section 52 of the Act until there is filed in the Department by the owner of the vehicle a copy of the permit issued under section 53 of the Act certified by an officer of the municipal corporation or other authority having jurisdiction over the highways upon which the vehicle is to be operated. C.R.O. 1950, Reg. 407, s. 10.

#### NUMBER PLATES

12.—(1) A number plate shall be exposed only upon the motor vehicle for which it was issued and only while the vehicle is equipped with the style of body described in the application for the permit.

(2) Where during the currency of a permit a vehicle is converted from a passenger car to a commercial motor vehicle or *vice versa*, the number plates issued with the permit shall be returned immediately to the Motor Vehicle Licence Branch, Department of Transport, and a new application describing the converted vehicle shall be made, whereupon a new set of number plates of the proper class shall be issued upon payment of the fee set out in item 3 of subsection 1 of section 16 but, where the class to which the vehicle has been converted has a higher registration fee than that of the first registration, the difference in the fee shall be paid. C.R.O. 1950, Reg. 407, s. 5.

13.—(1) Upon payment of the prescribed fees, "In Transit" markers may be issued to a manufacturer of or dealer in motor vehicles.

(2) An "In Transit" marker shall be used only on the original trip of the vehicle for which it was issued to the place of business of the dealer and shall be pasted on the windshield of the vehicle and immediately destroyed on completion of the trip. C.R.O. 1950, Reg. 407, s. 6.

14. Upon the filing of satisfactory evidence as to the need therefor and payment of the prescribed fee, a permit may be issued to a manufacturer of or dealer in motor vehicles and the permit applies only to vehicles that the manufacturer or dealer has in his possession for sale or repair but not for hire. C.R.O. 1950, Reg. 407, s. 9.

15.—(1) Where a change of ownership of a motor vehicle is made, the number plates therefor shall remain with the vehicle and the permit issued therefor with the application for transfer properly completed and the prescribed transfer fee shall be sent immediately to the Motor Vehicle Licence Branch, Department of Transport.



(2) Subsection 1 does not apply to a registration referred to in item 10 of subsection 1 of section 5 or in section 7 and no fee is payable for the transfer of a permit to a person licensed to deal in motor vehicles where the vehicle for which the permit was issued is held for re-sale. C.R.O. 1950, Reg. 407, s. 7.

**16.—(1)** The following fees shall be paid to the Motor Vehicles Licence Branch of the Department of Transport:

1. For a permit and set of motor vehicle or trailer manufacturers' or dealers' number plates.....\$28.00
  2. For a permit and set of motorcycle manufacturers' or dealers' number plates..... 15.00
  3. For a set of motor vehicle number plates in case of loss or conversion of car..... 1.00
  4. For a trailer number plate in case of loss..... 1.00
  5. For a set of motorcycle number plates in case of loss..... 1.00
  6. For the transfer of a passenger car, dual-purpose vehicle, commercial motor vehicle or trailer permit..... 2.00
  7. For the transfer of a motorcycle permit. 2.00
  8. For an "In Transit" marker..... 1.00
  9. For a duplicate permit in case of the loss or destruction of the original..... 1.00
  10. For each search of records by name of owner or driver..... 1.00
  11. For copy of any writing, paper or document filed in the Motor Vehicle Licence Branch of the Department of Transport or any statement containing information from the records..... 1.00
  12. For certified copy of any writing, paper or document filed in the Motor Vehicle Licence Branch of the Department of Transport or any statement containing information from the records..... 1.50
- O. Reg. 255/56, s. 1; O. Reg. 293/59, s. 2 (1, 2).

(2) Where a permit referred to in item 1 or 2 of subsection 1 is applied for after the 1st day of September and before the 31st day of December in the year for which the permit is issued, the fee for the permit is reduced by one-half. C.R.O. 1950, Reg. 407, s. 3 (1); O. Reg. 224/55, s. 3.

#### LICENCES

**17.—(1)** Every person applying for a licence shall do so in writing on the form prescribed by the Department for the class of licence required by him.

(2) Where an applicant for a driver's licence, other than a driver's licence referred to in section 22, has attained the age of sixteen years but not the age of seventeen years, he shall file with his application,

- (a) a consent thereto signed,
  - (i) in the case of the applicant residing with his parents, by both parents, and
  - (ii) in all other cases, by his parent or guardian; and
- (b) if he is applying for an operator's licence, the certificates required to be filed by an applicant for a chauffeur's licence under subsection 4 of section 16 of the Act.

(3) Where an applicant for a driver's licence referred to in section 23 has attained the age of sixteen years but not the age of seventeen years, he shall file with his application a consent thereto complying with clause a of subsection 2. C.R.O. 1950, Reg. 407, s. 18; O. Reg. 232/53, s. 4.

**18.** No licence shall be issued,

- (a) to a person who is an habitual drunkard or is addicted to the use of narcotic drugs;
- (b) to a person afflicted with or suffering from any mental disability or disease;
- (c) to a person until he has successfully passed an examination as to his knowledge of the rules of the road and his ability to operate a motor vehicle safely and has filed a certificate furnished by an examiner appointed for that purpose; or
- (d) to a person where the Minister has good cause to believe that such person by reason of physical or mental disability would not be able to operate a motor vehicle safely. C.R.O. 1950, Reg. 407, s. 25.

**19.** Section 20 and clause c of section 18 do not apply to a licence applied for by,

- (a) His Excellency the Governor General;
- (b) His Honour the Lieutenant Governor; or
- (c) a representative of a foreign government who has taken post in Ontario in the capacity of,
  - (i) ambassador,
  - (ii) career consul or career vice-consul,
  - (iii) career trade commissioner or assistant career trade commissioner, or
  - (iv) commercial attache or assistant commercial attache,

and who has been licensed to operate a motor vehicle by the foreign government represented in the year immediately preceding the date on which he took post in Ontario in such capacity, or the wife of such representative who has been so licensed. O. Reg. 49/59, s. 1.

**20.** The following licence fees are payable:

1. For an original chauffeur's licence.....\$2.00  
 During the period from the 1st day of September to the 31st day of December, the fee shall be..... 1.00  
 For annual renewal..... 1.00
2. For a motor vehicle operator's licence... 1.00  
 For annual renewal..... 1.00
3. For a motorcycle operator's licence..... 1.00  
 For annual renewal..... 1.00
4. For a temporary instruction permit..... 1.00
5. For a duplicate driver's licence in case of the loss or destruction of the original... 1.00  
 C.R.O. 1950, Reg. 407, s. 17; O. Reg. 255/56, s. 2.

**21.—(1)** Every driver's licence, other than one referred to in section 22, expires on the 31st day of December of the year for which it was issued and may be renewed within two years after its expiration.

(2) Subject to subsections 3 and 4, a driver's licence may be renewed within two years after its expiration and clause *c* of section 18 does not apply if the renewal fee is paid for each year during which the licence was not renewed since its expiration. C.R.O. 1950, Reg. 407, s. 19 (2), *part, revised*.

(3) Where a person to whom a driver's licence has been issued has been absent from Ontario for not more than two years and proves that during his absence he held a driver's licence issued in another jurisdiction, his driver's licence in Ontario may be renewed without payment of the renewal fee for the years in which he was absent and clause *c* of section 18 does not apply. C.R.O. 1950, Reg. 407, s. 19 (2), *part, revised*.

(4) Where a person to whom a driver's licence is issued has not renewed his licence during the time he served on active service in Her Majesty's Canadian Forces, his driver's licence may be renewed upon proving such service and paying one renewal fee and clause *c* of section 18 does not apply. C.R.O. 1950, Reg. 407, s. 19 (2), *part, revised*.

22.—(1) A person who, except for lack of instruction in operating a motor vehicle, is otherwise qualified to be issued a driver's licence may apply for a driver's licence known as a temporary instruction permit and the permit may be issued entitling the applicant, while having the permit in his immediate possession, to drive a motor vehicle upon the highways for a period of sixty days from the date of issue and, except when operating a motorcycle, the person shall be accompanied by a licensed operator or chauffeur occupying a seat beside him. C.R.O. 1950, Reg. 407, s. 20 (1).

(2) Notwithstanding subsection 1, a temporary instruction permit issued to a student who is enrolled in a *bona fide* driver education training course carried on in a high school, collegiate institute, secondary school, vocational school or private school is valid for a period of 120 days. O. Reg. 57/59, s. 1.

23. The Minister may issue a temporary driver's licence to an applicant for a chauffeur's or operator's licence permitting him to operate a motor vehicle while the Department is completing its investigation and determination of all facts relevant to the applicant's right to receive a chauffeur's or operator's licence and the temporary licence is invalid when the applicant has been issued or refused a chauffeur's or operator's licence. C.R.O. 1950, Reg. 407, s. 20 (2); O. Reg. 57/59, s. 1.

24.—(1) The Minister may impose restrictions suitable to the licensee's driving ability in respect of,

- (a) the type of motor vehicle; or
- (b) the special mechanical control devices required on a motor vehicle,

that the licensee might operate or such other restrictions applicable to the licensee as the Minister determines to be appropriate for assuring the safe operation of a motor vehicle by the licensee.

(2) No person shall operate a motor vehicle in contravention of the restrictions imposed in a restricted licence issued to him. C.R.O. 1950, Reg. 407, s. 21, *revised*.

25. Where a person, after applying for or receiving a driver's licence, changes his address or name, he shall within ten days thereafter notify the Department in writing of his old and new addresses or of his former and new names and of the number of the licence held by him. C.R.O. 1950, Reg. 407, s. 22, *amended*.

26.—(1) No person shall,

- (a) display or cause or permit to be displayed or have in his possession any cancelled, revoked, suspended, fictitious or fraudulently obtained or altered driver's licence;

(b) lend his driver's licence to any other person or knowingly permit the use of it by another person;

(c) display or represent as his own any driver's licence not issued to him;

(d) fail or refuse to surrender to the Department upon its demand any driver's licence that has been suspended, revoked or cancelled; or

(e) apply for, secure or retain in his possession more than one driver's licence, but the holder of an operator's licence may, after surrender of his licence to the Department, apply for and procure a chauffeur's licence. C.R.O. 1950, Reg. 407, s. 23 (a-e).

(2) Where a person recovers a licence for which a duplicate has been issued, he shall surrender the recovered licence immediately to the Department and no refund of fees is payable therefor. C.R.O. 1950, Reg. 307, s. 23 (f), *revised*.

27. A person whose licence or privilege to operate a motor vehicle in Ontario has been suspended or revoked shall not operate a motor vehicle in Ontario under a licence, permit or registration certificate issued by any other jurisdiction during such suspension or after such revocation until a new licence is obtained or, in the case of a non-resident, the privilege to operate a motor vehicle in Ontario is restored. C.R.O. 1950, Reg. 407, s. 24.

#### HEADLAMPS

28. In this section and in sections 29 to 32,

- (a) "beam" means the light projected from a pair of lighted headlamps; and
- (b) "headlamp" means one of the lamps on the front of a motor vehicle required by subsection 1 of section 33 of the Act. O. Reg. 92/55, s. 1.

29.—(1) Subject to section 30, the headlamps on a motor vehicle shall be capable of projecting at least two beams, so controlled that only one beam can be selected for use by the driver of the motor vehicle at any one time according to the requirements of traffic.

(2) The intensity of light at any point in the beam shall not exceed 75,000 apparent candle-power.

(3) One beam shall be a lower or passing beam so aimed that none of the high intensity portion of the beam that is directed,

- (a) to the left of the vehicle, is higher than five inches below; or
- (b) to the right of the vehicle, is higher than,

the horizontal line through the centre of the headlamp from which it comes, at a distance of twenty-five feet ahead of the headlamp, when the vehicle is not loaded, and the high intensity portion of the lower or passing beam shall not rise higher than forty-two inches above the level on which the vehicle stands at a distance of seventy-five feet ahead of the vehicle. O. Reg. 92/55, s. 2.

30. Headlamps on motor vehicles manufactured and sold before the 1st day of August, 1939, may provide a single beam of light if the single beam complies with the following requirements and limitations:

- 1. The headlamps shall be so aimed that when the vehicle is not loaded, none of the high intensity portion of the light shall, at a distance of twenty-five feet ahead of the vehicle, rise higher than a level of five inches



below the horizontal centre of the headlamp from which it comes and, at a distance of seventy-five feet ahead, shall not rise higher than forty-two inches above the level on which the vehicle stands.

2. No lighting device of more than thirty-two mean spherical candle-power shall be used in a single beam headlamp. C.R.O. 1950, Reg. 407, s. 29, *amended*.

31. No lighting device of over four mean spherical candle-power shall be carried on a motor vehicle unless it is equipped with a device for the elimination of glare approved by the Minister. C.R.O. 1950, Reg. 407, s. 30.

32.—(1) No person shall use lights that automatically produce intermittent flashes of blue light on motor vehicles or road-building machines other than motor vehicles or road-building machines being used for the removal of snow from or the application of sand or chemical to a highway.

(2) Subject to subsection 12 of section 33 of the Act, no person shall use lights on motor vehicles that automatically produce intermittent flashes of red light unless the flashes are visible from the rear only of the motor vehicle. O. Reg. 140/53, s. 1, *revised*.

#### WIDTH OF TIRES

33.—(1) Except as provided in subsection 2, commercial motor vehicles having a gross weight in column 1 of the following Table with rear tires of less than the widths set opposite thereto in column 2 shall not be operated upon a highway:

TABLE

Item	Column 1	Column 2
1.	4,600 lbs. or less.....	3½"
2.	More than 4,600 lbs. but not more than 5,300 lbs.....	4"
3.	More than 5,300 lbs. but not more than 6,000 lbs.....	4½"
4.	More than 6,000 lbs. but not more than 6,700 lbs.....	5"
5.	More than 6,700 lbs. but not more than 9,600 lbs.....	6"
6.	More than 9,600 lbs. but not more than 11,200 lbs.....	7"
7.	More than 11,200 lbs. but not more than 12,800 lbs.....	8"
8.	More than 12,800 lbs. but not more than 16,000 lbs.....	10"
9.	More than 16,000 lbs. but not more than 18,000 lbs.....	12"
10.	More than 18,000 lbs. but not more than 22,000 lbs.....	14"
11.	More than 22,000 lbs. but not more than 24,000 lbs.....	16"
12.	More than 24,000 lbs. but not more than 24,750 lbs.....	16.50"
13.	More than 24,750 lbs. but not more than 27,000 lbs.....	18"
14.	More than 27,000 lbs. but not more than 28,000 lbs.....	20"

(2) In the case of a trailer, a four-wheeled commercial motor vehicle that has its gross weight distributed approximately evenly on all wheels and a

commercial motor vehicle that has more than four wheels, the Minister may authorize tires of less width than is prescribed in subsection 1. C.R.O. 1950, Reg. 407, s. 31.

#### SCHOOL BUSES

34. A school bus shall have a seating capacity for at least ten passengers. O. Reg. 214/55, s. 1.

35.—(1) A school bus shall display,

- (a) on the front and rear thereof the words, "school bus"; and
  - (b) where the school bus is operating upon a highway outside a city, town, village, police village or built-up area for the purpose of receiving or discharging school children on the highway, on the rear thereof the words, "do not pass when bus is stopped".
- (2) The letters of the markings shall be,
- (a) in the case of the words "school bus", not less than 8 inches high with lines forming the letters at least 1¼ inches wide;
  - (b) in the case of the words "do not pass when bus is stopped", not less than 3 inches high with the lines forming the letters at least one-half of an inch wide; and
  - (c) coloured black on a white or yellow background.

(3) The marking shall be,

- (a) in the case of the words "school bus", displayed as near as practicable to the top of the body of the bus so as to be clearly visible from the front and rear, as the case may be, of the bus; and
- (b) in the case of the words "do not pass when bus is stopped", displayed below the words "school bus" so as to be clearly visible to drivers of vehicles approaching the bus from the rear thereof. O. Reg. 214/55, s. 2.

36.—(1) The signalling devices to be attached to or carried by a school bus shall consist of,

- (a) two signal lamps located on the front of the bus as high as practicable and as far apart laterally as practicable and which, when operating, alternately produce flashes of amber light visible only from the front of the bus; and
- (b) two signal lamps located on the rear of the bus as high as practicable and as far apart laterally as practicable and which, when operating, alternately produce flashes of red light visible only from the rear of the bus.

(2) Each signal lamp shall,

- (a) have an effective illuminating area of twelve square inches; and
- (b) produce a light of such intensity as to be clearly visible under all conditions of daylight at a distance of 500 feet from the lamp.

(3) The signal lamps shall be,

- (a) actuated by means of a control device located in a position in the school bus readily accessible to the driver of the bus when the bus is stopped for the purpose of receiving and discharging school children; and
- (b) equipped with a visible or audible means of giving a clear and unmistakable signal to the driver of the bus when the signal lamps are actuating. O. Reg. 214/55, s. 3.



## Regulation 228

### under The Highway Traffic Act

#### LOAD LIMITS

1.—(1) The provisions of subsections 4 and 5 of section 54 of the Act are declared to be applicable to those parts of the King's Highway described in schedules 1 and 2.

(2) Where a highway is referred to in Schedule 1 or 2 by number, the reference is to that part of the King's Highway that is known thereby. O. Reg. 37/60, s. 1.

#### Schedule 1

Item Number	Number of the King's Highway	Parts of the King's Highway
1	4	from Durham to Flesherton
2	6	from Wiarton to Tobermory
3	7A	from Port Perry to Highway No. 115
4	9	from Highway No. 50 to Schomberg
5	21	from Highway No. 82 to St. Joseph and from Goderich to a point situate 6 miles north of Goderich
6	24	from Highway No. 51 to Orangeville
7	33	from Bath to the Eastern Terminal of the Glenora-Adolphustown Ferry
8	38	from Hartington to Highway No. 7
9	41	from Highway No. 7 to Erinsville
10	42	from Westport to Fortthton
11	45	from Cobourg to Norwood
12	47	from Highway No. 48 to Highway No. 12
13	48	from Highway No. 401 to Highway No. 12
14	49	from Highway No. 27 to Highway No. 50
15	50	from Highway No. 7 to Highway No. 9
16	52	from Highway No. 2 to Highway No. 5 and from Highway No. 8 to Highway No. 97
17	54	from Highway No. 2 to Highway No. 6
18	76	from West Lorne to Highway No. 2
19	80	from Alvinston to the County Road leading to Walkers
20	81	from Highway No. 22 to Highway No. 7
21	86	from Highway No. 7 to a point situate 6 miles east of Dorking
22	91	from Duntroon to Stayner
23	93	from Craighurst to Crown Hill
24	95	All
25	96	All
26	97	from Bright to Freelon
27	99	from Dundas to Highway No. 24
28	100	from Thamesford to Highway No. 7
29	104	from Grand Valley to Highway No. 9

Item Number	Number of the King's Highway	Parts of the King's Highway
30	133	from Fowler's Corners to Highway No. 28
31	501	from Port Severn to Honey Harbour
32	502	from Marysville to Napanee

O. Reg. 37/60, Sched. 1.

#### Schedule 2

All that part of the King's Highway lying north of the Severn River and east of Highway No. 69 from Washago to Highway No. 12 and east of Highway No. 12 from Highway No. 69 to Highway No. 7 north of Sunderland and north of Highway No. 7 from Highway No. 12 to Perth and north and west of Highways No. 15 and No. 29 from Perth to Arnprior, excepting thereout,

- (a) Highway No. 28 from Peterborough to Lakefield;
- (b) Highway No. 17 from Arnprior to Sault Ste. Marie;
- (c) Highway No. 11,
  - (i) from Severn to the south end of the North Bay By-Pass,
  - (ii) the North Bay By-Pass, and
  - (iii) from the north end of the North Bay By-Pass to Monteith;
- (d) Highway No. 66 from Highway No. 11 to a point situate on Highway No. 66, 9 miles east of Kirkland Lake;
- (e) Highway No. 101 from Matheson to Timmins;
- (f) Highway No. 112 from Highway No. 11 to Highway No. 66;
- (g) Highway No. 108 from Highway No. 17 to Quirke Lake;
- (h) Highway No. 544 from Sudbury to Levack;
- (i) Highway No. 103 from Port Severn to Footes Bay;
- (j) Highway No. 69 from Highway No. 103 to Sudbury;
- (k) Highway No. 526;
- (l) Highway No. 11B from North Bay to Highway No. 17;
- (m) Highway No. 547 from Sudbury to Frood;
- (n) Highway No. 536 from Highway No. 17 to Creighton;
- (o) Highway No. 526 from Highway No. 69 to Britt.

O. Reg. 37/60, Sched. 2.

## Regulation 229

### under The Highway Traffic Act

#### PARKING

##### PARKING OF VEHICLES ON THE KING'S HIGHWAY

1. This Regulation does not apply to a part of the King's Highway or to the part of any other highway within 300 feet of its intersection with the King's Highway within a city, town or village or in respect of which a by-law regulating or prohibiting parking has been passed by the council of a township or county or by trustees of a police village. O. Reg. 191/55, s. 6.

2. Subject to section 3, where a person parks a vehicle off the roadway of the King's Highway, he shall park his vehicle,

(a) on the right side of the highway having reference to the direction in which the vehicle has been travelling; and

(b) so that the left side of the vehicle is parallel to the edge of the roadway. O. Reg. 191/55, s. 1.

3.—(1) Where a person parks a vehicle in an area off the roadway of the King's Highway marked by signs, erected and maintained by the Department to indicate that the area may be used for parking vehicles at an angle to the edge of the roadway, he shall park his vehicle,

(a) in the case of an area clearly marked into parking spaces, within a parking space so that no part of the vehicle encroaches on a contiguous parking space; and

(b) in all other cases, between the signs and so that,

(i) the front of the vehicle faces the edge of the roadway, and

(ii) the left side of the vehicle produced to the front thereof and the edge of the roadway forms an angle of not less than 40 degrees, and not greater than 50 degrees.

(2) The signs under subsection 1 shall bear the words "angle parking" and in addition clearly indicate the extent of the parking area. O. Reg. 191/55, s. 2.

4.—(1) No person shall park a vehicle on the King's Highway,

(a) in such a manner as to obstruct,

(i) a sidewalk,

(ii) a crosswalk,

(iii) an entrance on the highway to, or from, a private road or lane, or

(iv) an entrance-way for vehicles to pass between the highway and land contiguous to the highway;

(b) within ten feet of a point in the edge of the roadway and nearest a fire hydrant;

(c) within 300 feet of a bridge over, under or across which the highway passes;

(d) within twenty feet of a point in the edge of the roadway and nearest to a public entrance to a hotel as defined in *The Hotel Fire Safety Act* or to,

(i) a theatre as defined in *The Theatres Act*, or

(ii) a public hall as defined in *The Public Halls Act*,

while the theatre or hall is open to the public;

(e) subject to clause f, within thirty feet of an intersection on the highway;

(f) where there is a signal-light traffic control system installed at an intersection on the highway, within fifty feet of the intersection;

(g) within fifty feet of the nearest rail of a level railway crossing;

(h) in a position or place that prevents or is likely to prevent the removal of any vehicle already parked on the highway; or

(i) for a longer period of time than three hours between 12 midnight and 7 a.m.

(2) Where the Department erects and maintains upon the King's Highway a sign bearing the words "no parking here to corner" at a distance of between fifty feet and 300 feet from an intersection on the highway, no person shall park a vehicle off the roadway between the sign and the intersection.

(3) Where the Department erects and maintains upon the King's Highway signs bearing the words "no parking" and in addition clearly indicate the extent of the prohibited parking area,

(a) in the case of a fire-hall with an entrance-way to the highway for the use of fire-fighting vehicles,

(i) twenty-five feet from the entrance-way on the same side of the highway as the fire-hall, and

(ii) 300 feet from the entrance-way on the opposite side of the highway to that of the fire-hall; and

(b) in the case of a school under *The Department of Education Act* on,

(i) both sides of the highway contiguous to the limit of the land used for school purposes, and

(ii) both sides of the highway at each end of that limit,

no person shall park a vehicle on the highway between the signs.

(4) Signs in respect of schools under clause b of subsection 3 shall bear the additional inscription "8.30 a.m. to 4.30 p.m. on school days". O. Reg. 191/55, s. 3, revised.

PARKING ON HIGHWAYS OTHER THAN THE KING'S  
HIGHWAY

5. Sections 2, 3 and 4 apply *mutatis mutandis* upon any other highway within a distance of 300 feet from the intersection of the highway with the King's Highway. O. Reg. 191/55, s. 4.

6. Sections 2, 3, 4 and 5 do not apply to the person driving a vehicle,

- (a) stopped only for the purpose of taking on, or discharging passengers; or
- (b) stopped only during the actual loading or unloading of the vehicle. O. Reg. 191/55, s. 5



## Regulation 230

### under The Highway Traffic Act

#### RECIPROCAL SUSPENSION OF LICENCES

1. The provisions of subsection 1 of section 113 of the Act extend and apply to judgments rendered and become final against residents of Ontario by any court of competent jurisdiction in the province of,

- |                      |                          |
|----------------------|--------------------------|
| 1. Alberta,          | 5. Newfoundland,         |
| 2. British Columbia, | 6. Nova Scotia,          |
| 3. Manitoba,         | 7. Prince Edward Island, |
| 4. New Brunswick,    | 8. Saskatchewan,         |

and state of,

- |              |                 |
|--------------|-----------------|
| 1. Alabama,  | 5. Connecticut, |
| 2. Arizona,  | 6. Delaware,    |
| 3. Arkansas, | 7. Idaho,       |
| 4. Colorado, | 8. Illinois,    |

- |                     |                           |
|---------------------|---------------------------|
| 9. Indiana,         | 26. North Dakota,         |
| 10. Iowa,           | 27. Ohio,                 |
| 11. Kansas,         | 28. Oklahoma,             |
| 12. Kentucky,       | 29. Oregon,               |
| 13. Louisiana,      | 30. Pennsylvania,         |
| 14. Maryland,       | 31. Rhode Island,         |
| 15. Michigan,       | 32. South Carolina,       |
| 16. Minnesota,      | 33. Tennessee,            |
| 17. Mississippi,    | 34. Texas,                |
| 18. Missouri,       | 35. Utah,                 |
| 19. Montana,        | 36. Virginia,             |
| 20. Nebraska,       | 37. Washington,           |
| 21. New Hampshire,  | 38. West Virginia,        |
| 22. New Jersey,     | 39. Wisconsin,            |
| 23. New Mexico,     | 40. Wyoming,              |
| 24. New York,       | 41. District of Columbia. |
| 25. North Carolina, |                           |

O. Reg. 101/56, s. 1; O. Reg. 178/57, s. 1.

## Regulation 231

### under The Highway Traffic Act

#### SIGNS

##### SPEED LIMIT SIGNS

1.—(1) A speed limit sign shall be not less than eighteen inches in width and thirty inches in height and shall bear the words "maximum speed" or, subject to subsection 4, "speed limit", followed by the prescribed maximum rate of speed in numerals in miles per hour.

(2) All markings shall be in black on a background of white retro-reflective material.

(3) The numerals indicating the prescribed maximum rate of speed shall be not less than ten inches in height and,

- (a) where the sign bears the words "speed limit", the letters thereof shall be not less than five inches in height; and
- (b) where the sign bears the words "maximum speed", the letters thereof shall be not less than four inches in height.

(4) A speed limit sign bearing the words "speed limit" is not valid on and after the 31st day of August, 1964, and no such speed limit sign shall be erected on or after the 31st day of August, 1960. O. Reg. 190/59, s. 1.

2.—(1) Where a maximum rate of speed other than that prescribed by subsection 1 of section 59 of the Act is prescribed for a highway in a city, town, village, police village or built-up area, speed limit signs shall be erected on the highway not more than 1,000 feet apart.

(2) Where the maximum rate of speed for a highway in a built-up area more than 5,000 feet in length is that prescribed by subsection 1 of section 59 of the Act, speed limit signs shall be erected on the highway not more than 3,000 feet apart.

(3) Where the maximum rate of speed for a highway in a built-up area 5,000 feet or less in length is that prescribed by subsection 1 of section 59 of the Act, speed limit signs shall be erected on the highway not more than 1,000 feet apart. O. Reg. 139/56, s. 2.

3. The commencement of the part of a highway for which a maximum rate of speed is prescribed shall be indicated by a speed limit sign accompanied immediately below by a sign bearing the word "begins" in white retro-reflective letters not less than five inches in height on a black background. O. Reg. 139/56, s. 3.

4. A speed limit sign shall be erected on the right side of the highway, facing approaching traffic, not more than fifteen feet from the roadway, and the bottom edge of the sign shall be not less than six feet or more than eight feet above the level of the roadway. O. Reg. 139/56, s. 4.

5.—(1) Subject to subsection 2, where the council of a township designates a suburban district under subsection 3 of section 59 of the Act, a speed limit sign conforming to subsection 3 shall be erected on every highway entering the suburban district within 200 feet from the point at which the highway enters the suburban district, and sections 3, 4 and 12 do not apply to a speed limit sign erected under this subsection.

(2) Where a highway enters a suburban district across the boundary of a city, town, village or police village, subsection 1 does not apply.

(3) A speed limit sign erected under subsection 1 shall,

- (a) have a surface of retro-reflective material;
- (b) have a width of not less than twenty-four inches;
- (c) have a length of not less than thirty-six inches;
- (d) have a blue background;
- (e) bear the words "suburban district" in white letters not less than three inches in height printed in two lines at the top of the sign;
- (f) bear the words "unless signed otherwise" in white letters not less than three inches in height printed in two lines at the bottom of the sign;
- (g) contain at the centre of the sign a white circular area with a diameter of not less than sixteen inches and ringed by a red border of not less than two inches in width;
- (h) bear in the white circular area,
  - (i) the number "30", printed in blue letters not less than ten inches in height, and
  - (ii) the letters "m.p.h.", printed in blue letters not less than two inches in height; and
- (i) be erected so that the bottom edge is not less than six feet and not more than eight feet above the level of the roadway. O. Reg. 299/60, s. 1.

##### STOP SIGNS

6. A stop sign shall be octagonal in shape, not less than two feet in height and not less than two feet in width, and shall bear only the word "stop" in white retro-reflective letters not less than eight inches in height on a background of red retro-reflective material. O. Reg. 139/56, s. 6.

7. A stop sign shall be erected on the right side of the highway, facing approaching traffic, at a point not less than five feet and not more than fifty feet from the roadway. O. Reg. 139/56, s. 7.

8.—(1) Where a stop sign is erected within a city, town, village, police village or built-up area, the left edge of the sign shall be not more than six feet from the roadway.

(2) Where a stop sign is erected and is not within a city, town, village, police village or built-up area, the left edge of the sign shall be not less than six feet and not more than twelve feet from the roadway. O. Reg. 139/56, s. 8.

9. A stop sign shall be erected so that the bottom edge is not less than six feet and not more than eight feet above the level of the roadway. O. Reg. 139/56, s. 9.

#### YIELD RIGHT-OF-WAY SIGNS

10. A yield right-of-way sign may be erected on a highway that intersects another highway. O. Reg. 139/56, s. 10.

11.—(1) A yield right-of-way sign erected on or after the 1st day of May, 1961 shall,

- (a) be in the shape of an equilateral triangle with sides not less than thirty inches in length;
- (b) bear the word "yield" in black letters not less than five inches in height on a yellow background of retro-reflective material;
- (c) be erected so that the bottom point is not less than six feet and not more than eight feet above the level of the roadway; and

(d) be erected on the right side of the highway, facing approaching traffic, at a point not less than five feet and not more than fifty feet from the roadway of the intersecting highway. O. Reg. 139/56, s. 11; O. Reg. 319/60, s. 1.

(2) A yield right-of-way sign erected before the 31st day of May, 1961 shall,

- (a) be in the shape of an equilateral triangle with sides not less than thirty-six inches in length;
- (b) bear the word "yield" in black letters not less than seven inches in height, and immediately thereunder the words "right of way" in black

letters not less than three inches in height, on a yellow background of retro-reflective material in the following manner:

YIELD

RIGHT

OF

WAY

(c) comply with clauses *c* and *d* of subsection 1. O. Reg. 319/60, s. 1.

12.—(1) Where a yield right-of-way sign is erected within a city, town, village, police village or built-up area, the left edge of the sign shall not be more than six feet from the roadway.

(2) Where a yield right-of-way sign is erected and is not within a city, town, village, police village or built-up area, the left edge of the sign shall be not less than six feet and not more than twelve feet from the roadway. O. Reg. 139/56, s. 12.

#### GENERAL

13. A sign prescribed by this Regulation shall be so placed as to be visible at all times for a distance of at least 200 feet to the traffic approaching the sign. O. Reg. 139/56, s. 13.

14. No person other than a municipal corporation or other authority having jurisdiction over a highway, shall erect or maintain a sign prescribed by the Act and regulations. O. Reg. 139/56, s. 14.

15. A speed limit sign or stop sign erected in conformance with Ontario Regulations 134/54 before the 10th day of August, 1956 shall be deemed to be in conformance with this Regulation until the 31st day of August, 1961. O. Reg. 139/56, s. 15.

## Regulation 232

### under The Highway Traffic Act

#### SPEED LIMITS

1.—(1) Subject to subsection 2, no person shall drive a motor vehicle upon those parts of the King's Highway described in Part 1 of each Schedule at a greater rate of speed than 60 miles per hour.

(2) No person shall drive a commercial motor vehicle that is not a public vehicle and that has a gross weight of eight tons or more upon those parts of the King's Highway described in Part 1 of each Schedule at a greater rate of speed than 55 miles per hour.

2. No person shall drive a motor vehicle, other than a commercial motor vehicle,

(a) that is not a public vehicle; and

(b) that has a gross weight of eight tons or more, upon those parts of the King's Highway described in Part 2 of each Schedule at a greater rate of speed than 55 miles per hour.

3. No person shall drive a motor vehicle upon those parts of the King's Highway described in,

(a) Part 3 of each Schedule at a greater rate of speed than 45 miles per hour;

(b) Part 4 of each Schedule at a greater rate of speed than 40 miles per hour;

(c) Part 5 of each Schedule at a greater rate of speed than 35 miles per hour;

(d) Part 6 of each Schedule at a greater rate of speed than 30 miles per hour.

#### HIGHWAY NO. 2

##### Schedule 1

##### PART 1

1. That part of the King's Highway known as No. 2 in the County of Essex lying between a point situate 1000 feet measured westerly from its intersection with the westerly limits of the boundary line between concessions 4 and 5 in the Township of Rochester and a point situate 500 feet measured easterly from its intersection with the easterly limits of a roadway known as Pillette Road in the Township of Sandwich East. O. Reg. 144/60, s. 6 (156).

2. That part of the King's Highway known as No. 2 in the County of Essex lying between the point at which it intersects the boundary line between lots 21 and 22 in Concession 3 in the Township of Tilbury North and a point situate 1500 feet measured easterly from its intersection with the easterly limits of the boundary line between concessions 4 and 5 in the Township of Rochester. O. Reg. 144/60, s. 6 (155).

3. That part of the King's Highway known as No. 2 in the County of Kent lying between the point at which it intersects the westerly limits of a roadway known as Bloomfield Road in the Township of Raleigh and the point at which it intersects the westerly limits of Lot 16 in Concession 5 in the Township of Tilbury East. O. Reg. 144/60, s. 6 (154).

4. That part of the King's Highway known as No. 2 in the Township of Chatham in the County of Kent lying between a point situate 3575 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 15 and 16 in Concession 1 and a point situate 500 feet measured westerly from its intersection with the westerly limits of the Canadian Pacific Railway right of way. O. Reg. 144/60, s. 6 (153).

5. That part of the King's Highway known as No. 2 in the Township of Chatham in the County of Kent lying between a point situate 2440 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Chatham and Camden and a point situate 2160 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 15 and 16 in Concession 1. O. Reg. 144/60, s. 6 (152).

6. That part of the King's Highway known as No. 2 in the Township of Camden in the County of Kent lying between a point situate 3400 feet measured westerly from its intersection with a roadway known as Priscilla Street and a point situate 1775 feet measured easterly from its intersection with the boundary line between the townships of Chatham and Camden. O. Reg. 144/60, s. 6 (151).

7. That part of the King's Highway known as No. 2 lying between a point situate 2300 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 16 and 17 in the Township of Mosa in the County of Middlesex and a point situate 2350 feet measured easterly from its intersection with the easterly limits of the Canadian National Railways right of way in the Township of Camden in the County of Kent. O. Reg. 144/60, s. 6 (150).

8. That part of the King's Highway known as No. 2 in the County of Middlesex lying between a point situate 3000 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Caradoc and Ekfrid in the Township of Ekfrid and a point situate 3800 feet measured easterly from its intersection with the easterly limits of a roadway known as Mill Line in the Township of Mosa. O. Reg. 144/60, s. 6 (149).

9. That part of the King's Highway known as No. 2 in the Township of Caradoc in the County of Middlesex lying between a point situate 2000 feet measured westerly from its intersection with the boundary line between the townships of Delaware and Caradoc and a point situate 1400 feet measured easterly from its intersection with the westerly limits of a roadway known as North Longwood Road. O. Reg. 144/60, s. 6 (148).

10. That part of the King's Highway known as No. 2 in the County of Middlesex lying between a point situate 3300 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 4 in the Township of Westminster and a point situate 2300 feet measured easterly from its intersection with the easterly limits of the road allowance between concessions 1 and 2 in the Township of Delaware. O. Reg. 144/60, s. 6 (147).

11. That part of the King's Highway known as No. 2 in the County of Oxford lying between a point situate 2000 feet measured westerly from its intersection with the boundary line between lots 12 and 13 in



Concession 1 in the Township of Blenheim and a point situate 500 feet measured easterly from its intersection with the boundary line between lots 15 and 16 in Concession 1 in the Township of Blandford. O. Reg. 90/60, s. 6 (3), (125).

12. That part of the King's Highway known as No. 2 in the Township of Brantford in the County of Brant and in the Township of Blenheim in the County of Oxford lying between the point at which it intersects the easterly limits of the road allowance between the townships of Burford and Brantford and a point situate 1600 feet measured easterly from its intersection with the boundary line between lots 12 and 13 in Concession 1 in the Township of Blenheim. O. Reg. 90/60, s. 6 (3) (124).

13. That part of the King's Highway known as No. 2 in the Township of Brantford in the County of Brant lying between the point at which it intersects the boundary line between lots 9 and 10 in Concession 1 and a point situate 1000 feet measured easterly from its intersection with the boundary line between lots 1 and 2 in the said Concession 1. O. Reg. 90/60, s. 6 (3) (123).

14. That part of the King's Highway known as No. 2 in the Township of Brantford in the County of Brant lying between the point at which it intersects the boundary line between lots 25 and 26 in Concession 2 and a point situate 1000 feet measured easterly from its intersection with the southerly limits of the King's Highway known as No. 5. O. Reg. 90/60, s. 6 (3) (122).

15. That part of the King's Highway known as No. 2 lying between a point situate 1000 feet measured westerly from its intersection with the boundary line between lots 23 and 24 in Concession 3 in the Township of Ancaster in the County of Wentworth and a point situate 1000 feet measured easterly from its intersection with the easterly limits of the roadway known as Prince Charles Road in the Township of Brantford in the County of Brant. O. Reg. 90/60, s. 6 (3) (121).

16. That part of the King's Highway known as No. 2 in the Township of Ancaster in the County of Wentworth lying between the point at which it intersects the westerly limits of the King's Highway known as No. 53 and a point situate 1000 feet measured easterly from its intersection with the boundary line between lots 23 and 24 in Concession 3. O. Reg. 90/60, s. 6 (3) (120).

17. That part of the King's Highway known as No. 2 in the County of Dundas lying between the point at which it intersects the easterly limits of the Village of Iroquois and the point at which it intersects the westerly limits of the Village of Morrisburg. O. Reg. 232/59, s. 5 (6).

18. That part of the King's Highway known as No. 2 in the counties of Dundas and Stormont lying between the point where it intersects the easterly limits of the Village of Morrisburg and a point situate 800 feet measured westerly from its intersection with the boundary line between lots 22 and 23 in Concession 2 in the Township of Osnabruck. O. Reg. 232/59, s. 5 (8).

19. That part of the King's Highway known as No. 2 in the County of Stormont lying between a point situate 150 feet measured easterly from its intersection with the boundary line between lots 18 and 19 in Concession 2 in the Township of Osnabruck and a point situate 600 feet measured westerly from its intersection with the boundary line between lots 17 and 18 in Concession 4 in the Township of Cornwall. O. Reg. 232/59, s. 5 (7).

20. That part of the King's Highway known as No. 2 in the Township of Cornwall in the County of Stormont lying between a point situate 670 feet measured easterly from its intersection with the

boundary line between lots 16 and 17 in Concession 4 and the point at which it intersects the westerly limits of the City of Cornwall. O. Reg. 232/59, s. 5 (9).

## PART 2

1. That part of the King's Highway known as No. 2 in the Township of Westminster in the County of Middlesex lying between a point situate 4000 feet measured southerly from its intersection with the southerly limits of a roadway known as Emery Street and a point situate 2000 feet measured easterly from its intersection with the easterly limits of a roadway known as Campbell Street. O. Reg. 144/60, s. 5 (12).

2. That part of the King's Highway known as No. 2 lying between a point situate 1000 feet measured westerly from its intersection with the boundary line between lots 2 and 3 in Concession 3 in the Township of Kingston in the County of Frontenac and a point situate 750 feet measured westerly from its intersection with the boundary line between lots 33 and 34 in Concession 2 in the Township of Ernestown in the County of Lennox and Addington. O. Reg. 232/59, s. 4 (4).

3. That part of the King's Highway known as No. 2 lying between a point situate 700 feet measured easterly from its intersection with the easterly limits of the Village of Cardinal in the County of Grenville and the point at which it intersects the westerly limits of the Village of Iroquois in the County of Dundas. O. Reg. 232/59, s. 4 (3).

## PART 3

1. Those parts of the King's Highway known as No. 2 in the Township of Chatham in the County of Kent described as follows:

- (a) commencing at the point at which it intersects the easterly limits of the road allowance between lots 15 and 16 in Concession 1 and extending westerly therealong for a distance of 2000 feet more or less; and
- (b) commencing at a point situate 1575 feet measured westerly from its intersection with the road allowance between lots 15 and 16 in Concession 1 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 3 (140).

2. Those parts of the King's Highway known as No. 2 in the County of Kent described as follows:

- (a) commencing at a point situate 1775 feet measured easterly from its intersection with the easterly limits of the road allowance between the townships of Camden and Chatham and extending westerly therealong for a distance of 1500 feet more or less in the Township of Camden; and
- (b) commencing at a point situate 940 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Chatham and Camden and extending westerly therealong for a distance of 1500 feet more or less in the Township of Chatham. O. Reg. 144/60, s. 3 (139).

3. Those parts of the King's Highway known as No. 2 in the Township of Camden in the County of Kent described as follows:

- (a) commencing at a point situate 2350 feet measured easterly from its intersection with the Canadian National Railways right-of-way and extending westerly therealong for a distance of 2120 feet more or less; and



- (b) commencing at a point situate 1400 feet measured westerly from its intersection with a roadway known as Priscilla Street and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 3 (138).

4. Those parts of the King's Highway known as No. 2 in the Township of Mosa in the County of Middlesex described as follows:

- (a) commencing at the point at which it intersects the easterly limits of a roadway known as Mill Line and extending easterly therealong for a distance of 2000 feet more or less; and
- (b) commencing at a point situate 1300 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 16 and 17, Range 1 north, and extending westerly therealong for a distance of 1000 feet more or less. O. Reg. 144/60, s. 3 (137).

5. That part of the King's Highway known as No. 2 in the Township of Ekfrid in the County of Middlesex commencing at a point situate 1400 feet measured westerly from its intersection with the westerly limits of the boundary line between the townships of Caradoc and Ekfrid and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 3 (136).

6. That part of the King's Highway known as No. 2 in the Township of Caradoc in the County of Middlesex commencing at a point situate 1400 feet measured easterly from its intersection with the westerly limits of a roadway known as North Longwoods Road and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 3 (135).

7. Those parts of the King's Highway known as No. 2 in the County of Middlesex described as follows:

- (a) commencing at a point situate 2300 feet measured easterly from its intersection with the easterly limits of the road allowance between concessions 1 and 2 and extending westerly therealong for a distance of 2000 feet more or less in the Township of Delaware; and
- (b) commencing at the point at which it intersects the boundary line between the townships of Delaware and Caradoc and extending westerly therealong for a distance of 2000 feet more or less in the Township of Caradoc. O. Reg. 144/60, s. 3 (134).

8. Those parts of the King's Highway known as No. 2 in the Township of Westminster in the County of Middlesex described as follows:

- (a) commencing at the point at which it intersects the easterly limits of a roadway known as Campbell Street and extending easterly therealong for a distance of 2000 feet more or less; and
- (b) commencing at a point situate 1300 feet measured westerly from its intersection with the King's Highway known as No. 4 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 3 (133).

9. That part of the King's Highway known as No. 2 in the Township of Westminster in the County of Middlesex commencing at a point situate 1500 feet measured southerly from its intersection with the southerly limits of a roadway known as Emery Street and extending southerly therealong for a distance of 2500 feet more or less. O. Reg. 144/60, s. 3 (132).

10. That part of the King's Highway known as No. 2 in the Township of Brantford in the County of Brant lying between a point situate 1000 feet measured easterly from its intersection with the boundary line between lots 1 and 2 in Concession 1 and the point at which it intersects the easterly limits of the road allowance between the Townships of Brantford and Burford. O. Reg. 90/60, s. 3 (2) (120).

11. That part of the King's Highway known as No. 2 in the Township of Blenheim in the County of Oxford commencing at a point situate 1600 feet measured easterly from its intersection with the boundary line between lots 12 and 13 in Concession 1 and extending westerly therealong for a distance of 3600 feet more or less. O. Reg. 292/60, s. 3 (190).

12. That part of the King's Highway known as No. 2 in the County of Brant lying between a point situate 1000 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 5 in the Township of Dumfries South and a point situate 660 feet measured easterly from its intersection with the boundary line between lots 28 and 29 in Concession 1 in the Township of Brantford. O. Reg. 292/60, s. 3 (189).

13. That part of the King's Highway known as No. 2 in the Township of Brantford in the County of Brant lying between the point at which it intersects the southerly limits of the Town of Paris and the point at which it intersects the boundary line between lots 9 and 10 in Concession 1. O. Reg. 90/60, s. 3 (2) (119).

14. That part of the King's Highway known as No. 2 in the Township of Ancaster in the County of Wentworth lying between a point situate 1000 feet measured easterly from its intersection with the boundary line between lots 23 and 24 in Concession 3 and a point situate 1000 feet measured westerly from the said intersection. O. Reg. 90/60, s. 3 (2) (118).

15. That part of the King's Highway known as No. 2 in the Township of Trafalgar in the County of Halton lying between a point situate 5625 feet west of its intersection with the westerly limit of the Town of Oakville and a point situate 200 feet east of the easterly limit of the Village of Bronte. O. Reg. 270/58, s. 3 (19).

16. That part of the King's Highway known as No. 2 lying between a point measured southerly therealong 2000 feet from its intersection with the King's Highway No. 122 in the Township of Toronto in the County of Peel and the point where the highway intersects the roadway known as the 8th Line in the Township of Trafalgar in the County of Halton. O. Reg. 218/58, s. 3 (15).

17. That part of the King's Highway known as No. 2 in the Township of Toronto in the County of Peel lying between its intersection with the boundary line between lots 27 and 28 in Concession 2 and its intersection with the King's Highway known as No. 122. O. Reg. 218/58, s. 3 (14).

18. That part of the King's Highway known as No. 2 in the Township of Pickering in the County of Ontario lying between the point at which it intersects the westerly boundary of the said Township of Pickering and the point at which it intersects the westerly limits of a roadway known as Fairport Beach Road. O. Reg. 205/60, s. 3 (3) (163).

19. That part of the King's Highway known as No. 2 in the Township of Pickering in the County of Ontario lying between a point situate 600 feet measured westerly from its intersection with the westerly limits of a roadway known as Bay Street and the point at which it intersects the westerly limits of the Village of Pickering. O. Reg. 205/60, s. 3 (164).

20. That part of the King's Highway known as No. 2 in the Township of Pickering in the County of Ontario, lying between a point in the highway distant 200 feet measured easterly therealong from its intersection with the roadway known as Harwood Avenue and its intersection with the easterly limit of the Village of Pickering. O. Reg. 153/58, s. 3 (6).

21. That part of the King's Highway known as No. 2 in the Township of Whitby in the County of Ontario commencing at the point at which it intersects the westerly limits of the Town of Whitby and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 205/60, s. 3 (3) (165).

22. That part of the King's Highway known as No. 2 in the Township of Sidney in the County of Hastings commencing at a point on the centre line situate 700 feet west of its intersection with the boundary line between lots 7 and 8 and extending westerly therealong for a distance of 4330 feet more or less. O. Reg. 270/58, s. 3 (18).

23. That part of the King's Highway known as No. 2 in the Township of Elizabethtown in the County of Leeds lying between its intersection with the boundary line between lots 4 and 5 in Concession 1 and its intersection with the boundary line between lots 3 and 2 in Concession 1. O. Reg. 173/57, Sched. C (1).

24. That part of the King's Highway known as No. 2 in the Township of Augusta in the County of Grenville commencing at a point on the centre line of the said highway situate 1600 feet west of its intersection with the boundary line between lots 29 and 30 and extending easterly therealong for a distance of 1000 feet more or less. O. Reg. 270/58, s. 3 (16).

25. That part of the King's Highway known as No. 2 in the Township of Augusta in the County of Grenville commencing at a point on the centre line of the said highway situate 700 feet east of its intersection with the boundary line between lots 29 and 30 and extending easterly therealong for a distance of 1300 feet more or less. O. Reg. 270/58, s. 3 (17).

26. That part of the King's Highway known as No. 2 within the Village of Iroquois in the County of Dundas. O. Reg. 232/59, s. 3 (22).

27. That part of the King's Highway known as No. 2 in the Township of Osnabruck in the County of Stormont lying between a point situate 800 feet measured westerly from its intersection with the boundary line between lots 22 and 23 in Concession 2 and a point situate 150 feet measured easterly from its intersection with the boundary line between lots 18 and 19 in Concession 2. O. Reg. 232/59, s. 3 (23).

28. That part of the King's Highway known as No. 2 in the Township of Cornwall in the County of Stormont lying between a point situate 600 feet measured westerly from its intersection with the boundary line between lots 17 and 18 in Concession 4 and a point situate 670 feet measured easterly from its intersection with the boundary line between lots 16 and 17 in Concession 4. O. Reg. 232/59, s. 3 (24).

#### PART 4

1. That part of the King's Highway known as No. 2 and No. 98 in the Township of Sandwich East in the County of Essex lying between a point situate 300 feet measured southerly from its intersection with a roadway known as E. C. Rowe Avenue and a point situate 500 feet measured southerly from its intersection with the easterly limits of a roadway known as Howard Avenue. O. Reg. 250/59, s. 2 (2) (33).

2. That part of the King's Highway known as No. 2 in the Township of Sandwich East in the County of Essex commencing at a point situate 500 feet measured easterly from its intersection with the easterly limits

of a roadway known as Walker Road and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 144/60, s. 2 (125).

3. That part of the King's Highway known as No. 2 in the Township of Rochester in the County of Essex commencing at a point situate 1500 feet measured easterly from the easterly limits of the road allowance between concessions 4 and 5 and extending westerly therealong for a distance of 2500 feet more or less. O. Reg. 144/60, s. 2 (124).

4. Those parts of the King's Highway known as No. 2 in the County of Kent described as follows:

(a) in the Township of Chatham lying between a point situate 500 feet measured westerly from its intersection with the westerly limits of the Canadian Pacific Railway right-of-way and the point at which it intersects the boundary line between lots 3 and 4 in Concession 1; and

(b) in the Township of Raleigh lying between the point at which it intersects the westerly limits of the road allowance between lots 19 and 20 in Concession 1 and a point situate 500 feet measured westerly from its intersection with the westerly limits of a roadway known as Bloomfield Road. O. Reg. 144/60, s. 2 (123).

5. That part of the King's Highway known as No. 2 in the Township of Blandford in the County of Oxford commencing at the point at which it intersects the boundary line between lots 15 and 16 in Concession 1 and extending easterly therealong for a distance of 500 feet more or less. O. Reg. 90/60, s. 2 (5) (109).

6. That part of the King's Highway known as No. 2 in the Township of Brantford in the County of Brant lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the roadway known as Prince Charles Road and the point at which it intersects the easterly limits of the City of Brantford. O. Reg. 90/60, s. 2 (5) (108).

7. That part of the King's Highway known as No. 2 in the Township of Pickering in the County of Ontario lying between the point at which it intersects the westerly limits of a roadway known as Fairport Beach Road and a point situate 600 feet measured westerly from its intersection with the westerly limits of a roadway known as Bay Street. O. Reg. 205/60, s. 2 (2) (155).

8. That part of the King's Highway known as No. 2 in the townships of Whitby and East Whitby in the County of Ontario lying between its intersection with the easterly limit of the Town of Whitby and its intersection with the westerly limit of the City of Oshawa. O. Reg. 147/57, s. 1 (4).

9. That part of the King's Highway known as No. 2 in the Townships of Clarke and Hope in the County of Durham lying between a point in the highway distant 500 feet measured westerly therealong from its intersection with the easterly limit of that part of the County Road known as No. 8 running northerly from the King's Highway and a point in the highway distant 1500 feet measured easterly therealong from such intersection. O. Reg. 262/57, s. 1 (10).

10. That part of the King's Highway known as No. 2 in the Township of Hamilton, in the County of Northumberland, lying between the east limit of the Town of Cobourg and the intersection of the highway with the roadway known as Maplewood Boulevard. O. Reg. 46/58, s. 2 (2) (13).

11. That part of the King's Highway known as No. 2 in the Township of Sidney in the County of



Hastings commencing at a point situate 200 feet east of its intersection with a roadway known as No. 6 Repair Depot Road and extending westerly therealong to its intersection with the east limit of the Town of Trenton. O. Reg. 270/58, s. 2 (41).

12. That part of the King's Highway known as No. 2 in the Township of Sidney in the County of Hastings commencing at a point on the centre line situate 1085 feet east of its intersection with the boundary line between lots 13 and 14 and extending westerly therealong for a distance of 2645 feet more or less. O. Reg. 270/58, s. 2 (40).

13. That part of the King's Highway known as No. 2 in the Township of Sidney in the County of Hastings lying between its intersection with the boundary line between lots 35 and 36 in the Broken Front Concession in the Township of Sidney and a point in the highway distant 390 feet measured easterly therealong from its intersection with the boundary line between lots 33 and 34 in the Broken Front Concession in the Township of Sidney. O. Reg. 209/56, Sched. B (2).

14. That part of the King's Highway known as No. 2 in the Township of Kingston in the County of Frontenac commencing at a point situate 1000 feet measured easterly from its intersection with the boundary line between lots 2 and 3 in Concession 3 and extending westerly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 2 (56).

15. That part of the King's Highway known as No. 2 in the Township of Kingston in the County of Frontenac lying between a point in the highway distant 200 feet east of its intersection with the boundary line between lots 13 and 14 in Concession 2 and a point in the highway distant 1000 feet west of its intersection with the boundary line between lots 12 and 13 in Concession 2. O. Reg. 218/58, s. 2 (37).

16. That part of the King's Highway known as No. 2 in the Township of Pittsburgh in the County of Frontenac from a point in the highway measured easterly 500 feet therealong from its intersection with the centre line of the roadway known as Third Street to a point in the highway measured easterly 500 feet therealong from its intersection with the centre line of the roadway known as Signal Avenue. O. Reg. 263/57, s. 2 (11); O. Reg. 46/58, s. 2, *amended*.

17. That part of the King's Highway known as No. 2 in the Township of Elizabethtown in the County of Leeds lying between its intersection with the easterly limit of the City of Brockville and its intersection with the boundary line between lots 4 and 5 in Concession 1. O. Reg. 173/57, s. 3 (5).

18. That part of the King's Highway known as No. 2 in the Township of Augusta in the County of Grenville commencing at a point on the centre line of the said highway situate 1300 feet west of its intersection with the boundary line between lots 7 and 6 and extending easterly therealong to its intersection with the westerly limit of the Town of Prescott. O. Reg. 270/58, s. 2 (39).

19. That part of the King's Highway known as No. 2 in the Township of Edwardsburg in the County of Grenville commencing at its intersection with the easterly limits of the Town of Prescott and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 2 (19).

20. That part of the King's Highway known as No. 2 in the Township of Edwardsburg in the County of Grenville lying between the point at which it intersects the boundary line between lots 7 and 8 in Concession 1 and the point at which it intersects the westerly limits of the Village of Cardinal. O. Reg. 232/59, s. 2 (53).

21. That part of the King's Highway known as No. 2 in the Township of Edwardsburg in the County of Grenville commencing at the point at which it intersects the easterly limits of the Village of Cardinal and extending easterly therealong for a distance of 700 feet. O. Reg. 232/59, s. 2 (54).

22. That part of the King's Highway known as No. 2 within the Village of Morrisburg, in the County of Dundas. O. Reg. 232/59, s. 2 (55).

23. That part of the King's Highway known as No. 2 in the Township of Charlottenburg in the County of Glengarry lying between the point at which it intersects the easterly limits of the City of Cornwall and the point at which it intersects the boundary line between lots 7 and 8 in Front Concession 1. O. Reg. 250/59, s. 2 (2) (74).

24. That part of the King's Highway known as No. 2 in the Township of Lancaster in the County of Glengarry lying between a point situate 300 feet measured easterly from the centre of the bridge over the Raisin River and a point situate 1000 feet measured southerly from its intersection with the centre line of the King's Highway known as No. 34. O. Reg. 250/59, s. 2 (2) (75).

25. That part of the King's Highway known as No. 2 in the Township of Ancaster in the County of Wentworth commencing at a point situate 50 feet west of its intersection with a roadway known as Valleyview Drive and extending westerly therealong to a point situate 900 feet west of its intersection with a roadway known as Hamilton Drive. O. Reg. 270/58, s. 1 (45).

26. That part of the King's Highway known as No. 2 in the Township of Toronto in the County of Peel commencing at its intersection with the King's Highway known as No. 122 and extending southerly 2000 feet. O. Reg. 218/58, s. 2 (36).

#### PART 5

1. That part of the King's Highway known as No. 2 and No. 98 in the Township of Sandwich East in the County of Essex lying between a point situate 100 feet measured northerly from its intersection with a roadway known as St. Paul Street and a point situate 300 feet measured southerly from its intersection with a roadway known as E. C. Rowe Avenue. O. Reg. 250/59, s. 1 (2) (10).

2. That part of the King's Highway known as No. 2 in the Township of Ancaster in the County of Wentworth commencing at the point where it intersects with a roadway known as Jerseyville Road and extending westerly therealong to a point situate 50 feet west of its intersection with a roadway known as Valleyview Drive. O. Reg. 270/58, s. 1 (15).

3. That part of the King's Highway known as No. 2 in the Township of Trafalgar in the County of Halton lying between a point situate 200 feet measured easterly from the easterly limit of a roadway known as East Street and the point at which it intersects the westerly limit of a roadway known as West Street. O. Reg. 232/59, s. 1 (20).

4. That part of the King's Highway known as No. 2 in the Township of Trafalgar in the County of Halton commencing at the point where it intersects with the westerly limit of the Town of Oakville and extending westerly therealong for a distance of 5625 feet more or less. O. Reg. 270/58, s. 1 (16).

5. That part of the King's Highway known as No. 2 in the Township of Toronto in the County of Peel lying between the point at which it intersects the boundary line between the County of York and the County of Peel and the point at which it intersects the easterly boundary of the Village of Port Credit. O. Reg. 218/58, s. 1 (11).

6. That part of the King's Highway known as No. 2 in the Township of Sidney in the County of Hastings lying between its intersection with the boundary line between lots 35 and 36 in the Broken Front Concession in the Township of Sidney and its intersection with the westerly limit of the City of Belleville. O. Reg. 209/56, Sched. A (2).

7. That part of the King's Highway known as No. 2 in the Township of Pittsburgh in the County of Frontenac lying between its intersection with the easterly limit of the City of Kingston and a point in the highway measured easterly 500 feet therealong from its intersection with the centre line of the roadway known as Third Street. O. Reg. 263/57, s. 1 (5).

8. That part of the King's Highway known as No. 2 in the Township of Augusta in the County of Grenville commencing at a point on the centre line of the said highway situate 600 feet west of its intersection with the boundary line between lots 29 and 30 and extending easterly therealong a distance of 1300 feet more or less. O. Reg. 270/58, s. 1 (13).

#### PART 6

1. That part of the King's Highway known as No. 2 in the Township of Kingston in the County of Frontenac lying between its intersection with the westerly limit of the City of Kingston and a point in the highway distant 200 feet easterly from the boundary line between lots 13 and 14 in Concession 2. O. Reg. 218/58, s. 4 (7).

### HIGHWAY NO. 3

#### Schedule 2

##### PART 1

1. That part of the King's Highway known as No. 3 in the County of Kent lying between a point situate 2660 feet measured easterly from its intersection with the boundary line between lots 9 and 10 in the Township of Harwich and a point situate 1250 feet measured westerly from its intersection with the King's Highway known as No. 21 in the Township of Howard. O. Reg. 144/60, s. 6 (170).

2. That part of the King's Highway known as No. 3 lying between a point situate 850 feet measured easterly from its intersection with the King's Highway known as No. 21 in the Township of Howard in the County of Kent and a point situate 1000 feet measured westerly from its intersection with the westerly limits of a roadway known as County Road No. 3 in the Township of Aldborough in the County of Elgin. O. Reg. 144/60, s. 6 (171).

3. That part of the King's Highway known as No. 3 in the Township of Aldborough in the County of Elgin lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of a roadway known as County Road No. 3 and a point situate 1000 feet measured westerly from its intersection with the King's Highway known as No. 76. O. Reg. 144/60, s. 6 (172).

4. That part of the King's Highway known as No. 3 in the County of Elgin lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 76 in the Township of Aldborough and a point situate 1500 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 12 and 13 in Concession 7 in the Township of Dunwich. O. Reg. 144/60, s. 6 (173).

5. That part of the King's Highway known as No. 3 in the County of Elgin lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the road allowance between

lots 12 and 13 in Concession 7 in the Township of Dunwich and a point situate 2420 feet measured westerly from its intersection with the westerly limits of a roadway known as Hall Street in the Township of Southwold. O. Reg. 144/60, s. 6 (174).

#### PART 2

1. Those parts of the King's Highway known as No. 3 in the Township of Sandwich South in the County of Essex described as follows:

(a) lying between the point at which it intersects the easterly limits of a roadway known as Howard Avenue and the point at which it intersects the westerly limits of the road allowance between lots 302 and 303; and

(b) lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 302 and 303 and a point situate 1000 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 114. O. Reg. 144/60, s. 5 (16).

2. That part of the King's Highway known as No. 3 in the County of Essex lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 114 in the Township of Sandwich East and a point situate 2000 feet measured westerly from its intersection with the centre line of Lot 285 in the Township of Maidstone. O. Reg. 144/60, s. 5 (17).

3. That part of the King's Highway known as No. 3 lying between a point situate 2000 feet measured easterly from its intersection with the boundary line between lots 86 and 87 in Concession 7 in the Township of Malahide in the County of Elgin and a point situate 2000 feet measured westerly from its intersection with the boundary line between lots 6 and 7 in the Township of Middleton in the County of Norfolk. O. Reg. 144/60, s. 5 (18).

4. That part of the King's Highway known as No. 3 lying between a point situate 1500 feet measured easterly from its intersection with the boundary line between lots 1 and 2 in Concession 7 in the Township of Dereham in the County of Oxford and a point situate 1700 feet measured westerly from its intersection with the westerly limit of Lot 164 in Concession 1 in the Township of Middleton in the County of Norfolk. O. Reg. 144/60, s. 5 (19).

5. That part of the King's Highway known as No. 3 in the Township of Middleton in the County of Norfolk lying between a point situate 2000 feet measured easterly from its intersection with the easterly limits of Lot 166 in Concession 1 and a point situate 650 feet measured westerly from its intersection with the boundary line between lots 45 and 46 in Concession 1 south. O. Reg. 144/60, s. 5 (20).

6. That part of the King's Highway known as No. 3 in the County of Norfolk lying between a point situate 1500 feet measured southerly from its intersection with the northerly limits of the road allowance between Concession 1 south and Concession 2 in the Township of Middleton and a point situate 2120 feet measured westerly from its intersection with the westerly limits of a roadway known as Hunt Street in the Township of Windham. O. Reg. 144/60, s. 5 (21).

7. That part of the King's Highway known as No. 3 lying between a point situate 2500 feet measured easterly from its intersection with the boundary line between lots 1 and 2 in the Township of Townsend in the County of Norfolk and a point situate 1500 feet measured westerly from its intersection with the bound-



any line between lots 2 and 3 in Concession 7 in the Township of Walpole in the County of Haldimand. O. Reg. 144/60, s. 5 (22).

8. That part of the King's Highway known as No. 3 in the County of Haldimand lying between a point situate 1500 feet measured easterly from its intersection with the boundary line between lots 4 and 5 in Concession 7 in the Township of Walpole and a point situate 400 feet measured westerly from its intersection with the boundary line between lots 33 and 34 in Concession 1 south in the Township of Cayuga North. O. Reg. 144/60, s. 5 (23).

#### PART 3

1. That part of the King's Highway known as No. 3 in the Township of Aldborough in the County of Elgin commencing at a point situate 1000 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 76 and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 3 (155).

2. That part of the King's Highway known as No. 3 in the Township of Bertie in the County of Welland lying between a point situate 100 feet measured westerly from its intersection with the westerly limits of a roadway known as Buffalo Road and a point situate 100 feet measured westerly from its intersection with the westerly limits of a roadway known as Spears Road. O. Reg. 144/60, s. 3 (156).

#### PART 4

1. That part of the King's Highway known as No. 3 in the Township of Sandwich East in the County of Essex commencing at a point situate 1000 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 114 and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 2 (128).

2. That part of the King's Highway known as No. 3 in the Township of Maidstone in the County of Essex commencing at the point at which it intersects the centre line of Lot 285 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 2 (129).

3. That part of the King's Highway known as No. 3 in the Township of Harwich in the County of Kent commencing at a point situate 660 feet measured easterly from its intersection with the boundary line between lots 9 and 10 and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 2 (130).

4. That part of the King's Highway known as No. 3 in the Township of Howard in the County of Kent commencing at a point situate 1250 feet measured westerly from its intersection with a roadway known as County Road No. 17 and extending easterly therealong for a distance of 2100 feet more or less. O. Reg. 144/60, s. 2 (131).

5. That part of the King's Highway known as No. 3 in the Township of Dunwich in the County of Elgin commencing at a point situate 1500 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 12 and 13 in Concession 7 and extending easterly therealong for a distance of 2500 feet more or less. O. Reg. 144/60, s. 2 (132).

6. That part of the King's Highway known as No. 3 in the Township of Southwold in the County of Elgin commencing at a point situate 2420 feet measured westerly from its intersection with the westerly limits of a roadway known as Hall Street and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 2 (133).

7. That part of the King's Highway known as No. 3 in the Township of Malahide in the County of Elgin commencing at the point at which it intersects the boundary line between lots 86 and 87 in Concession 7 and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 2 (134).

8. That part of the King's Highway known as No. 3 in the Township of Middleton in the County of Norfolk commencing at the point at which it intersects the boundary line between lots 6 and 7 in Concession 5 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 2 (135).

9. That part of the King's Highway known as No. 3 in the Township of Dereham in the County of Oxford commencing at the point at which it intersects the boundary line between lots 1 and 2 in Concession 12 and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 144/60, s. 2 (136).

10. Those parts of the King's Highway known as No. 3 in the Township of Middleton in the County of Norfolk described as follows:

(a) commencing at a point situate 1700 feet measured westerly from its intersection with the westerly limit of Lot 164 in Concession 1 and extending easterly therealong for a distance of 2000 feet more or less; and

(b) commencing at the point at which it intersects the easterly limit of Lot 166 in Concession 1 and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 2 (137).

11. Those parts of the King's Highway known as No. 3 in the Township of Middleton in the County of Norfolk described as follows:

(a) lying between a point situate 650 feet measured westerly from its intersection with the boundary line between lots 45 and 46 in Concession 1 south and a point situate 200 feet measured westerly from its intersection with the westerly limits of the bridge over the waterway known as Big Creek; and

(b) commencing at a point at which it intersects the northerly limits of the road allowance between Concession 1 south and Concession 2 and extending southerly therealong for a distance of 1500 feet more or less. O. Reg. 144/60, s. 2 (138).

12. That part of the King's Highway known as No. 3 in the Township of Windham in the County of Norfolk commencing at a point situate 2120 feet measured westerly from its intersection with the westerly limits of a roadway known as Hunt Street and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 2 (139).

13. That part of the King's Highway known as No. 3 in the Township of Townsend in the County of Norfolk commencing at a point situate 1000 feet measured easterly from its intersection with the boundary line between lots 1 and 2 and extending easterly therealong for a distance of 1500 feet more or less. O. Reg. 144/60, s. 2 (140).

14. Those parts of the King's Highway known as No. 3 in the Township of Walpole in the County of Haldimand described as follows:

(a) commencing at the point at which it intersects the boundary line between lots 2 and 3 in Concession 7 and extending westerly therealong for a distance of 1500 feet more or less; and



- (b) commencing at the point at which it intersects the boundary line between lots 4 and 5 in Concession 7 and extending easterly therealong for a distance of 1500 feet more or less. O. Reg. 144/60, s. 2 (141).
15. That part of the King's Highway known as No. 3 in the Township of Cayuga North in the County of Haldimand lying between a point situate 400 feet measured westerly from its intersection with the boundary line between lots 33 and 34 in Concession 1 and the point at which it intersects the westerly limits of the bridge over the Grand River. O. Reg. 144/60, s. 2 (142).
16. That part of the King's Highway known as No. 3 in the Township of Bertie in the County of Welland lying between a point situate 100 feet measured westerly from its intersection with the westerly limits of a roadway known as Spears Road and the point at which it intersects the road allowance between concessions 1 and 2. O. Reg. 144/60, s. 2 (143).

PART 5

1. That part of the King's Highway known as No. 3 in the Township of Humberstone in the County of Welland commencing at a point situate 100 feet measured easterly from its intersection with the easterly limits of a roadway known as Sherk Road and extending westerly therealong to its intersection with the boundary line between lots 15 and 16 in Concession 2. O. Reg. 289/59, s. 1 (19).

PART 6

(Reserved)

HIGHWAY NO. 3A

Schedule 3

PART 1

(Reserved)

PART 2

(Reserved)

PART 3

1. That part of the King's Highway known as No. 3A and No. 58 in the Township of Thorold in the County of Welland lying between a point situate 500 feet measured southerly from its intersection with the southerly limits of a roadway known as Quaker Road and the point at which it intersects the King's Highway known as No. 20. O. Reg. 250/59, s. 3 (52).

PART 4

1. That part of the King's Highway known as No. 3A and No. 58 in the Township of Thorold in the County of Welland lying between a point situate 500 feet measured southerly from its intersection with the southerly limits of a roadway known as Quaker Road and a point situate 500 feet measured northerly from its intersection with the northerly limits of a roadway known as Abbey Road. O. Reg. 250/59, s. 2 (2) (76).

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 3B

Schedule 4

PART 1

(Reserved)

PART 2

(Reserved)

PART 3

(Reserved)

PART 4

1. That part of the King's Highway known as No. 3B in the Township of Sandwich West in the County of Essex commencing at a point where it intersects the southerly limit of the City of Windsor and extending southerly therealong to a point situate 300 feet measured southerly from the south limit of a roadway known as Roseland Drive East. O. Reg. 289/58, s. 2 (51).

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 3C

Schedule 5

PART 1

(Reserved)

PART 2

(Reserved)

PART 3

(Reserved)

PART 4

1. That part of the King's Highway known as No. 3C in the Township of Bertie in the County of Welland lying between its intersection with the boundary line between lots 6 and 7 in Concession 2 and its intersection with the westerly limit of the Town of Fort Erie. O. Reg. 188/57, s. 1 (6).

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 4

Schedule 6

PART 1

1. Those parts of the King's Highway known as No. 4 in the Township of London in the County of Middlesex described as follows:
- (a) lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of the King's Highway

known as No. 22 and a point situate 1000 feet measured southerly from its intersection with the southerly limits of the road allowance between concessions 6 and 7;

(b) lying between a point situate 2000 feet measured northerly from its intersection with the northerly limits of the road allowance between concessions 6 and 7 and the point at which it intersects the boundary line between concessions 12 and 13; and

(c) lying between a point situate 2000 feet measured northerly from its intersection with the boundary line between concessions 12 and 13 and a point situate 1000 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 7. O. Reg. 144/60, s. 6 (175).

2. That part of the King's Highway known as No. 4 in the Township of Biddulph in the County of Middlesex lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of the King's Highway known as No. 7 and a point situate 200 feet measured easterly from its intersection with the boundary line between lots 7 and 8 in Concession 5. O. Reg. 144/60, s. 6 (176).

3. That part of the King's Highway known as No. 4 lying between the point at which it intersects the boundary line between lots 3 and 4 in Concession 3 in the Township of Biddulph in the County of Middlesex and a point situate 472 feet measured southerly from its intersection with the boundary line between lots 19 and 20 in Concession 1 in the Township of Stephen in the County of Huron. O. Reg. 144/60, s. 6 (177).

4. That part of the King's Highway known as No. 4 in the County of Huron lying between a point situate 1600 feet measured northerly from its intersection with the King's Highway known as No. 83 in the Township of Hay and the point at which it intersects the boundary line between lots 3 and 4 in Concession 1 in the Township of Tuckersmith. O. Reg. 144/60, s. 6 (178).

5. That part of the King's Highway known as No. 4 in the Township of Tuckersmith in the County of Huron lying between a point situate 3250 feet measured northerly from its intersection with the centre line of the King's Highway known as No. 84 and a point situate 1000 feet measured southerly from its intersection with the southerly limits of a roadway known as County Road No. 10. O. Reg. 144/60, s. 6 (179).

6. That part of the King's Highway known as No. 4 in the Township of Tuckersmith in the County of Huron lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of a roadway known as County Road No. 10 and the point at which it intersects the boundary line between lots 29 and 30 in Concession 1. O. Reg. 144/60, s. 6 (180).

7. That part of the King's Highway known as No. 4 in the Township of Tuckersmith in the County of Huron lying between the point at which it intersects the boundary line between lots 31 and 32 in Concession 1 and a point situate 600 feet measured northerly from its intersection with the northerly limits of Lot 50 in Concession 1. O. Reg. 311/60, s. 4 (2) (181).

#### PART 2

(Reserved)

#### PART 3

1. Those parts of the King's Highway known as No. 4 in the Township of Biddulph in the County of Middlesex described as follows:

(a) lying between a point situate 200 feet measured easterly from its intersection with the boundary line between lots 7 and 8 in Concession 5 and the point at which it intersects the westerly limits of a roadway known as County Road No. 44; and

(b) lying between the point at which it intersects the boundary line between concessions 3 and 4 and the point at which it intersects the boundary line between lots 3 and 4 in Concession 3. O. Reg. 144/60, s. 3 (157).

2. That part of the King's Highway known as No. 4 in the Township of Tuckersmith in the County of Huron commencing at a point situate 1250 feet measured northerly from its intersection with the northerly limits of the King's Highway known as No. 84 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 3 (158).

3. That part of the King's Highway known as No. 4 in the Township of Tuckersmith in the County of Huron lying between a point situate 600 feet measured northerly from its intersection with the northerly limits of Lot 50 in Concession 1 and the point at which it intersects the centre line of the bridge over the Bayfield River. O. Reg. 311/60, s. 3 (159).

#### PART 4

1. That part of the King's Highway known as No. 4 in the Township of London in the County of Middlesex commencing at a point situate 600 feet measured southerly from its intersection with the centre line of the road allowance between concessions 3 and 4 and extending northerly therealong to the point where it intersects the King's Highway known as No. 22. O. Reg. 270/58, r. 2 (42); O. Reg. 90/60, s. 2 (2).

2. That part of the King's Highway known as No. 4 in the Township of London in the County of Middlesex commencing at the point at which it intersects the King's Highway known as No. 22 and extending northerly therealong for a distance of 1000 feet more or less. O. Reg. 144/60, s. 2 (144).

3. That part of the King's Highway known as No. 4 in the Township of London in the County of Middlesex lying between a point situate 1000 feet measured southerly from its intersection with the southerly limits of the road allowance between concessions 6 and 7 and a point situate 2000 feet measured northerly from its intersection with the northerly limits of the said road allowance. O. Reg. 254/59, s. 1 (91).

4. That part of the King's Highway known as No. 4 in the Township of Stephen in the County of Huron commencing at its intersection with the south limit of the Village of Exeter and extending southerly 1000 feet. O. Reg. 218/58, s. 2 (30).

5. That part of the King's Highway known as No. 4 in the Township of Hay in the County of Huron commencing at the point at which it intersects the King's Highway known as No. 83 and extending northerly therealong for a distance of 1600 feet more or less. O. Reg. 144/60, s. 2 (145).

6. That part of the King's Highway known as No. 4 in the Township of Tuckersmith in the County of Huron lying between a point situate 1000 feet measured southerly from its intersection with the southerly limits of a roadway known as County Road No. 10 and a point situate 1000 feet measured northerly from its intersection with the northerly limits of the said County Road No. 10. O. Reg. 254/59, s. 1 (92).

7. That part of the King's Highway known as No. 4 in the Township of Tuckersmith in the County

of Huron lying between the point at which it intersects the boundary line between lots 3 and 4 in Concession 1 and a point situate 250 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 84. O. Reg. 144/60, s. 2 (146).

8. That part of the King's Highway known as No. 4 in the Township of Tuckersmith in the County of Huron lying between the point at which it intersects the boundary line between lots 29 and 30 in Concession 1 and the point at which it intersects the boundary line between lots 31 and 32 in Concession 1. O. Reg. 144/60, s. 2 (147).

#### PART 5

1. That part of the King's Highway known as No. 4 in the Township of London in the County of Middlesex commencing at a point on the centre line situate 1100 feet north of the northerly limit of the City of London and extending northerly therealong to a point situate 600 feet south of its intersection with a road allowance between concessions 3 and 4. O. Reg. 270/58, s. 1 (14).

#### PART 6

(Reserved)

### HIGHWAY NO. 5

#### Schedule 7

##### PART 1

1. That part of the King's Highway known as No. 5 in the Township of Dumfries South in the County of Brant lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 2 and a point situate 2000 feet measured westerly from its intersection with the boundary line between lots 8 and 9 in Concession 3. O. Reg. 292/60, s. 5 (1) (10).

2. That part of the King's Highway known as No. 5 lying between a point situate 850 feet measured easterly from its intersection with the boundary line between lots 4 and 5 in Concession 3 in the Township of South Dumfries in the County of Brant and a point situate 2000 feet measured westerly from its intersection with the King's Highway known as No. 6 in the Township of West Flamborough in the County of Wentworth. O. Reg. 232/59, s. 5 (11).

##### PART 2

(Reserved)

##### PART 3

1. Those parts of the King's Highway known as No. 5 in the Township of South Dumfries in the County of Brant described as follows:

- (a) commencing at the point where it intersects the boundary line between lots 8 and 9 in Concession 3 and extending westerly therealong for a distance of 2000 feet; and
- (b) lying between a point situate 400 feet measured easterly from its intersection with the boundary line between lots 5 and 6 and a point situate 850 feet measured easterly from its intersection with the boundary line between lots 4 and 5 in Concession 3. O. Reg. 232/59, s. 3 (25).

2. That part of the King's Highway known as No. 5 in the Township of Dumfries South in the County of Brant commencing at the point at which it intersects the easterly limits of the King's Highway known as No. 2 and extending easterly therealong for a distance of 1000 feet more or less. O. Reg. 292/60, s. 3 (188).

#### PART 4

1. That part of the King's Highway known as No. 5 in the Township of West Flamborough in the County of Wentworth commencing at a point situate 2000 feet measured westerly from its intersection with the King's Highway known as No. 6 and extending easterly therealong for a distance of 4000 feet. O. Reg. 232/59, s. 2 (2) (57).

2. Those parts of the King's Highway known as No. 5 in the Township of Trafalgar in the County of Halton described as follows:

- (a) commencing at a point situate 1000 feet measured westerly from its intersection with the King's Highway known as No. 25 and extending easterly therealong for a distance of 2000 feet; and
- (b) commencing at a point situate 1000 feet measured westerly from its intersection with a roadway known as County Road No. 3 and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 2 (2) (58).

3. That part of the King's Highway known as No. 5 in the Township of Toronto in the County of Peel lying between a point situate at its intersection with a roadway known as Eden Hurst Drive and a point situate at its intersection with a roadway known as Hensall Circle. O. Reg. 232/59, s. 2 (2) (59).

4. That part of the King's Highway known as No. 5 in the Township of Toronto in the County of Peel, lying between a point in the highway distant 900 feet measured westerly therealong from its intersection with the roadway known as Mississauga Road and a point in the highway distant 800 feet measured easterly therealong from such intersection. O. Reg. 153/58, s. 2 (21).

5. That part of the King's Highway known as No. 5 in the Township of Toronto in the County of Peel, lying between a point in the highway distant 3300 feet measured easterly therealong from its intersection with the roadway known as Mississauga Road and a point in the highway distant 5300 feet measured easterly therealong from such intersection. O. Reg. 153/58, s. 2 (22).

#### PART 5

1. That part of the King's Highway known as No. 5 in the Township of Toronto in the County of Peel, lying between a point in the highway distant 800 feet measured easterly therealong from its intersection with the roadway known as Mississauga Road and a point in the highway distant 3300 feet measured easterly therealong from such intersection. O. Reg. 153/58, s. 1 (7).

#### PART 6

(Reserved)

### HIGHWAY NO. 6

#### Schedule 8

##### PART 1

1. That part of the King's Highway known as No. 6 lying between a point situate 3000 feet measured northerly from its intersection with the northerly limits of the Canadian National Railways right of way in the Township of Seneca in the County of Haldimand and the point at which it intersects the boundary line between concessions 1 and 2 in the Township of Glanford in the County of Wentworth. O. Reg. 232/59, s. 5 (12).

##### PART 2

(Reserved)



## PART 3

1. That part of the King's Highway known as No. 6 in the Township of Glanford in the County of Wentworth lying between the point at which it intersects the boundary line between concessions 1 and 2 and a point situate 500 feet measured southerly from its intersection with the King's Highway known as No. 53. O. Reg. 232/59, s. 3 (26).

## PART 4

1. That part of the King's Highway known as No. 6 in the Township of Barton in the County of Wentworth lying between its intersection with the southerly limit of the City of Hamilton and a point in the highway measured southerly 500 feet therealong from its intersection with the centre line of the King's Highway known as No. 53. O. Reg. 231/57, s. 2 (9); O. Reg. 90/60, s. 2.

2. That part of the King's Highway known as No. 6 in the Township of Seneca in the County of Haldimand commencing at the point at which it intersects the north limits of the Canadian National Railways right of way and extending northerly therealong for a distance of 3000 feet. O. Reg. 232/59, s. 2 (2) (60).

3. That part of the King's Highway known as No. 6 in the Township of East Flamborough in the County of Wentworth lying between a point situate 1200 feet measured southerly from its intersection with the King's Highway known as No. 5 and a point situate 1200 feet measured northerly from the said intersection. O. Reg. 250/59, s. 2 (2) (77).

4. That part of the King's Highway known as No. 6 in the Township of Amabel in the County of Bruce commencing at the point at which it intersects the boundary line between concessions 21 and 22 and extending southerly therealong for a distance of 1800 feet more or less. O. Reg. 292/60, s. 3 (182).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 7

## Schedule 9

## PART 1

1. That part of the King's Highway known as No. 7 in the County of Lambton lying between a point situate 1500 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 21 in the Township of Plympton and a point situate 470 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 9 and 10 in Concession 6 in the Township of Sarnia. O. Reg. 144/60, s. 6 (188).

2. That part of the King's Highway known as No. 7 in the County of Lambton lying between a point situate 300 feet measured westerly from its intersection with the boundary line between lots 9 and 10 in Concession 1 in the Township of Warwick and a point situate 1500 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 21 in the Township of Plympton. O. Reg. 144/60, s. 6 (187).

3. That part of the King's Highway known as No. 7 in the Township of Warwick in the County of Lambton lying between a point situate 2000 feet measured westerly from its intersection with the

King's Highway known as No. 22 and the point at which it intersects the boundary line between lots 10 and 11 in Concession 1. O. Reg. 144/60, s. 6 (186).

4. That part of the King's Highway known as No. 7 in the Township of Easthope South in the County of Perth lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 19 and a point situate 700 feet measured easterly from its intersection with the boundary line between lots 43 and 44 in Concession 1. O. Reg. 90/60, s. 6 (3) (63).

5. That part of the King's Highway known as No. 7 lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of County Road No. 6 in the Township of Wilmot in the County of Waterloo and a point situate 2000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 19 in the Township of Easthope South in the County of Perth. O. Reg. 90/60, s. 6 (3) (62).

6. That part of the King's Highway known as No. 7 in the County of Waterloo lying between the point where it intersects the westerly limits of the City of Kitchener and a point situate 2000 feet measured easterly from its intersection with the easterly limits of County Road No. 6 in the Township of Wilmot. O. Reg. 90/60, s. 6 (3) (61).

7. That part of the King's Highway known as No. 7 in the County of Ontario lying between the point where it intersects the King's Highway known as No. 12 in the Township of Brock and a point situate 1000 feet measured westerly from its intersection with the boundary line between the counties of Ontario and Victoria. O. Reg. 232/59, s. 5 (13).

8. That part of the King's Highway known as No. 7 in the County of Victoria lying between a point situate 1500 feet measured easterly from its intersection with the boundary line between the counties of Ontario and Victoria and a point situate 3500 feet measured westerly from its intersection with the boundary line between lots 15 and 16 in Concession 9 in the Township of Mariposa. O. Reg. 232/59, s. 5 (14).

9. That part of the King's Highway known as No. 7 in the County of Victoria lying between a point situate 3500 feet measured easterly from its intersection with the boundary line between lots 15 and 16 in Concession 9 in the Township of Mariposa and a point situate 500 feet measured westerly from its intersection with the boundary line between concessions 9 and 10 in the Township of Ops. O. Reg. 232/59, s. 5 (15).

10. That part of the King's Highway known as No. 7 in the County of Victoria lying between a point situate 1500 feet measured easterly from its intersection with the boundary line between concessions 9 and 10 in the Township of Ops and a point situate 3000 feet measured westerly from its intersection with the westerly limits of a road allowance between lots 4 and 5 in Concession 4 in the Township of Emily. O. Reg. 232/59, s. 5 (16).

11. That part of the King's Highway known as No. 7 lying between a point situate 2000 feet measured easterly from its intersection with the boundary line between lots 8 and 9 in Concession 4 in the Township of Emily in the County of Victoria and the point at which it intersects the northerly limits of the City of Peterborough. O. Reg. 232/59, s. 5 (17).

12. That part of the King's Highway known as No. 7 in the County of Peterborough lying between a point situate at its intersection with the westerly boundaries of lots 26 and 27 in Concession 12 in the Township of Otonabee and a point situate 2000 feet measured westerly from its intersection with the westerly limits of the Village of Norwood in the Township of Asphodel. O. Reg. 232/59, s. 5 (18).



13. That part of the King's Highway known as No. 7 in the County of Peterborough lying between a point situate 2000 feet measured easterly from its intersection with the easterly limits of the Village of Norwood and the point situate 3000 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 30 in the Township of Belmont. O. Reg. 232/59, s. 5 (19).

14. That part of the King's Highway known as No. 7 lying between a point situate 2700 feet measured easterly from its intersection with the easterly limits of the Village of Havelock in the County of Peterborough and a point situate 2000 feet measured westerly from its intersection with the westerly limits of the Village of Marmora in the County of Hastings. O. Reg. 232/59, s. 5 (20).

15. That part of the King's Highway known as No. 7 in the County of Hastings lying between a point situate 2000 feet measured easterly from its intersection with the easterly limits of the Village of Marmora and a point situate 2000 feet measured westerly from its intersection with the Canadian National Railways right of way in the Township of Madoc. O. Reg. 232/59, s. 5 (21).

16. That part of the King's Highway known as No. 7 lying between a point situate 2000 feet measured easterly from its intersection with the easterly limits of the road allowance between concessions 6 and 7 in the Township of Madoc in the County of Hastings and a point situate 1500 feet measured westerly from its intersection with the westerly limit of the King's Highway known as No. 41 in the Township of Kaladar in the County of Lennox and Addington. O. Reg. 232/59, s. 5 (22).

17. That part of the King's Highway known as No. 7 lying between a point situate 1000 feet measured easterly from its intersection with the easterly limit of the King's Highway known as No. 41 in the Township of Kaladar in the County of Lennox and Addington and a point situate 2000 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Bathurst and Drummond in the County of Lanark. O. Reg. 232/59, s. 5 (23).

#### PART 2

1. That part of the King's Highway known as No. 7 in the Township of Waterloo in the County of Waterloo lying between the point at which it intersects the easterly limits of a roadway known as Mathew Street and a point situate 600 feet measured westerly from its intersection with the westerly limits of the Canadian National Railways right of way. O. Reg. 232/59, s. 4 (5).

2. That part of the King's Highway known as No. 7 lying between a point situate 1500 feet measured westerly from its intersection with a roadway known as Township Road No. 11 in the Township of Waterloo in the County of Waterloo and the point at which it intersects the boundary line between concessions 5 and 6 in the Township of Guelph in the County of Wellington. O. Reg. 232/59, s. 4 (6).

#### PART 3

1. That part of the King's Highway known as No. 7 in the Township of Waterloo in the County of Waterloo lying between the point at which it intersects the easterly limits of the City of Kitchener and the point at which it intersects the easterly limits of a roadway known as Mathew Street. O. Reg. 232/59, s. 3 (27).

2. That part of the King's Highway known as No. 7 in the Township of Waterloo in the County of Waterloo lying between a point situate 600 feet measured westerly from its intersection with the

westerly limits of the Canadian National Railways right of way and a point situate 1500 feet measured from its intersection with the westerly limits of a roadway known as Township Road No. 11. O. Reg. 232/59, s. 3 (28).

3. That part of the King's Highway known as No. 7 in the Township of Esquesing in the County of Halton, lying between its intersection with the westerly limit of the roadway known as the Tenth Line and its intersection with the westerly boundary of Lot 12, Concession XI. O. Reg. 153/58, s. 3 (10).

4. That part of the King's Highway known as No. 7 in the Township of Markham in the County of York lying between a point situate 1250 feet measured easterly from its intersection with the easterly limits of a road allowance between concessions 9 and 10 and a point situate 450 feet measured easterly from its intersection with the easterly limits of the Canadian Pacific Railway crossing. O. Reg. 250/59, s. 3 (53).

5. That part of the King's Highway known as No. 7 in the Township of Pickering in the County of Ontario lying between a point situate 900 feet measured easterly from its intersection with the westerly limits of a roadway known as Brock Road and the point at which it intersects the boundary line between lots 16 and 17 in Concession 5. O. Reg. 250/59, s. 3 (54).

6. That part of the King's Highway known as No. 7 lying between a point situate 1000 feet measured westerly from its intersection with the boundary line between the counties of Ontario and Victoria and a point situate 1500 feet measured easterly from the said intersection. O. Reg. 232/59, s. 3 (29).

7. Those parts of the King's Highway known as No. 7 in the Township of Mariposa in the County of Victoria described as follows:

(a) lying between a point situate 3500 feet measured westerly from its intersection with the boundary line between lots 15 and 16 in Concession 9 and a point situate 1600 feet measured easterly from the said intersection; and

(b) commencing at a point situate 1700 feet measured easterly from its intersection with the boundary line between lots 15 and 16 in Concession 9 and extending easterly therealong for a distance of 1800 feet. O. Reg. 232/59, s. 3 (30).

8. That part of the King's Highway known as No. 7 in the Township of Ops in the County of Victoria commencing at a point situate 500 feet measured westerly from its intersection with the boundary line between concessions 9 and 10 and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (31).

9. Those parts of the King's Highway known as No. 7 in the Township of Emily in the County of Victoria described as follows:

(a) commencing at a point situate 3000 feet measured westerly from its intersection with the road allowance between lots 4 and 5 in Concession 4 and extending easterly therealong for a distance of 2000 feet; and

(b) commencing at the point where it intersects the boundary line between lots 8 and 9 in Concession 4 and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (32).

10. Those parts of the King's Highway known as No. 7 in the Township of Asphodel in the County of Peterborough described as follows:

- (a) commencing at the point where it intersects the westerly limits of the Village of Norwood and extending westerly therealong for a distance of 2000 feet; and
- (b) commencing at the point where it intersects the easterly limits of the Village of Norwood and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (33).

11. Those parts of the King's Highway known as No. 7 in the Township of Belmont in the County of Peterborough described as follows:

- (a) commencing at a point situate 1300 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 30 and extending westerly therealong for a distance of 1700 feet; and
- (b) commencing at the point where it intersects the easterly limits of the Village of Havelock and extending easterly therealong for a distance of 2700 feet. O. Reg. 232/59, s. 3 (34).

12. Those parts of the King's Highway known as No. 7 in the Township of Marmora in the County of Hastings described as follows:

- (a) commencing at the point where it intersects the westerly limits of the Village of Marmora and extending westerly therealong for a distance of 2000 feet; and
- (b) commencing at the point where it intersects the easterly limits of the Village of Marmora and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (35).

13. Those parts of the King's Highway known as No. 7 in the Township of Madoc in the County of Hastings described as follows:

- (a) commencing at the point where it intersects the Canadian National Railways right of way and extending westerly therealong for a distance of 2000 feet; and
- (b) commencing at the point where it intersects the easterly limits of the road allowance between concessions 6 and 7 and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (36).

14. That part of the King's Highway known as No. 7 in the Township of Kaladar in the County of Lennox and Addington commencing at a point situate 1500 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 41 and extending easterly therealong for a distance of 2500 feet. O. Reg. 232/59, s. 3 (37).

#### PART 4

1. That part of the King's Highway known as No. 7 in the Township of Sarnia in the County of Lambton lying between a point situate 600 feet measured easterly from its intersection with the westerly limits of the road allowance between lots 15 and 16 in Concession 6 and the point at which it intersects the westerly limits of a roadway known as Murphy Side Road. O. Reg. 144/60, s. 2 (152).

2. That part of the King's Highway known as No. 7 in the Township of Sarnia in the County of Lambton commencing at a point situate 470 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 9 and 10 in Concession 6 and extending westerly therealong for a distance of 955 feet more or less. O. Reg. 144/60, s. 2 (151).

3. That part of the King's Highway known as No. 7 in the Township of Plympton in the County of Lambton commencing at a point situate 1500 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 21 and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 144/60, s. 2 (150).

4. That part of the King's Highway known as No. 7 in the Township of Warwick in the County of Lambton lying between the point at which it intersects the boundary line between lots 10 and 11 in Concession 1 and a point situate 300 feet measured westerly from its intersection with the boundary line between lots 9 and 10 in Concession 1. O. Reg. 144/60, s. 2 (149).

5. Those parts of the King's Highway known as No. 7 in the Township of Easthope South in the County of Perth described as follows:

- (a) lying between a point situate 2000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 19 and a point situate 2000 feet measured westerly from its intersection with the westerly limits of the said King's Highway known as No. 19; and
- (b) lying between a point situate 700 feet measured easterly from its intersection with the boundary line between lots 43 and 44 in Concession 1 and the point at which it intersects the boundary line between lots 44 and 45 in the said Concession 1. O. Reg. 90/60, s. 2 (5) (95).

6. That part of the King's Highway known as No. 7 in the Township of Wilmot in the County of Waterloo lying between a point situate 2000 feet measured easterly from its intersection with the easterly limits of County Road No. 6 and a point situate 2000 feet measured westerly from its intersection with the westerly limits of the said County Road No. 6. O. Reg. 90/60, s. 2 (5) (94).

7. That part of the King's Highway known as No. 7 in the Township of Vaughan in the County of York commencing at a point situate 100 feet measured easterly from its intersection with the easterly limits of a roadway known as Erica Road and extending westerly therealong for a distance of 1900 feet more or less. O. Reg. 205/60, s. 2 (2) (156).

8. That part of the King's Highway known as No. 7 extending 1500 feet easterly from the northerly production of the westerly limit of the Town of Georgetown in the County of Halton. O. Reg. 209/56, Sched. B (1).

9. That part of the King's Highway known as No. 7 in the Township of Esquesing in the County of Halton, lying between a point in the highway distant 1800 feet measured easterly therealong from its intersection with the roadway known as Adamson Street and a point in the highway distant 2500 feet measured easterly therealong. O. Reg. 153/58, s. 2 (26).

10. That part of the King's Highway known as No. 7 in the Township of Vaughan in the County of York, lying between a point in the highway distant 300 feet measured westerly therealong from its intersection with the roadway known as Dufferin Street and a point in the highway distant 2000 feet measured easterly therealong from such intersection. O. Reg. 75/58 s. (1) (17).

11. That part of the King's Highway known as No. 7 in the Township of Markham in the County of York lying between a point situate 400 feet measured easterly from its intersection with the easterly limits of a roadway known as Ruggles Avenue and a point situate 650 feet measured easterly from its intersection with the easterly limits of a roadway known as Bayview Avenue. O. Reg. 250/59, s. 2 (2) (78).



12. That part of the King's Highway known as No. 7 in the Police Village of Unionville in the Township of Markham in the County of York lying between a point situate 1300 feet measured westerly from its intersection with the westerly limits of a roadway known as Main Street and a point situate 1600 feet measured easterly from the said intersection. O. Reg. 250/59, s. 2 (2) (79).

13. That part of the King's Highway known as No. 7 in the Township of Markham in the County of York and the Township of Pickering in the County of Ontario lying between a point situate 350 feet measured westerly from the easterly boundary of the said Township of Markham and a point situate 400 feet measured westerly from its intersection with the road allowance between lots 32 and 33 Concession 6 in the said Township of Pickering. O. Reg. 250/59, s. 2 (2) (80).

14. That part of the King's Highway known as No. 7 in the Township of Pickering in the County of Ontario lying between a point situate 100 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 20 and 21 in Concession 6 and a point situate 600 feet measured westerly from its intersection with the westerly limits of a roadway known as Brock Road. O. Reg. 250/59, s. 2 (2) (81).

15. That part of the King's Highway known as No. 7 in the Township of Otonabee in the County of Peterborough lying between a point situate 1000 feet measured easterly from its intersection with a roadway known as Armour Road and the point at which it intersects the westerly boundaries of lots 26 and 27 in Concession 12. O. Reg. 232/59, s. 2 (2) (61).

#### PART 5

1. That part of the King's Highway known as No. 7 in the Township of Esquesing in the County of Halton, lying between its intersection with the westerly boundary of Lot 12, Concession XI, and its intersection with the westerly limit of the roadway known as Draper Street. O. Reg. 153/58, s. 1 (9).

2. That part of the King's Highway known as No. 7 in the Township of Esquesing in the County of Halton lying between a point situate 80 feet measured easterly therealong from its intersection with the easterly limit of a roadway known as Adamson Street and the point at which it intersects the easterly limits of the said Township of Esquesing. O. Reg. 250/59, s. 1 (2) (24).

3. That part of the King's Highway known as No. 7 in the Township of Pickering in the County of Ontario commencing at a point situate 600 feet measured westerly from its intersection with the westerly limits of a roadway known as Brock Road and extending easterly therealong for a distance of 1500 feet. O. Reg. 250/59, s. 1 (2) (23).

4. That part of the King's Highway known as No. 7 in the Township of Otonabee in the County of Peterborough lying between a point situate 1000 feet measured easterly from the most easterly extremity of the bridge over the Otonabee River and a point situate 1000 feet measured easterly from its intersection with a roadway known as Armour Road. O. Reg. 232/59, s. 1 (21).

#### PART 6

1. That part of the King's Highway known as No. 7 in the Township of Esquesing in the County of Halton lying between a point at which it intersects the westerly limits of a roadway known as Draper Street and a point situate 80 feet measured easterly from its intersection with the easterly limits of a roadway known as Adamson Street. O. Reg. 250/59, s. 4 (13).

2. That part of the King's Highway known as No. 7 in the Township of Markham in the County of York lying between a point where it intersects the King's Highway known as No. 11 and a point situate 400 feet measured easterly from its intersection with the easterly limits of a roadway known as Ruggles Avenue. O. Reg. 250/59, s. 4 (12).

3. That part of the King's Highway known as No. 7 in the Township of Vaughan in the County of York lying between a point situate 100 feet measured easterly from its intersection with a roadway known as Erica Road and the point at which it intersects the westerly limits of a roadway known as Oakbank Road. O. Reg. 205/60, s. 4 (21).

### HIGHWAY NO. 8

#### Schedule 10

##### PART 1

1. That part of the King's Highway known as No. 8 in the Township of Goderich in the County of Huron lying between a point situate 800 feet measured westerly from its intersection with the boundary line between lots 21 and 22 in Concession 16 and a point situate 500 feet measured easterly from its intersection with the boundary line between lots 4 and 5 in Maitland Concession. O. Reg. 90/60, s. 6 (3) (69).

2. That part of the King's Highway known as No. 8 in the County of Huron lying between a point situate 400 feet measured westerly from its intersection with the boundary line between lots 28 and 29 in Concession 1 in the Township of McKillop and a point situate 200 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 20 and 21 in Concession 1 in the Township of Hullett. O. Reg. 90/60, s. 6 (3) (68).

3. That part of the King's Highway known as No. 8 in the Township of McKillop in the County of Huron lying between the point at which it intersects the boundary line between lots 1 and 2 in Concession 1 and the point at which it intersects the boundary line between lots 8 and 9 in the said Concession 1. O. Reg. 90/60, s. 6 (3) (67).

4. That part of the King's Highway known as No. 8 in the Township of McKillop in the County of Huron lying between a point situate 800 feet measured westerly from its intersection with the boundary line between lots 9 and 10 in Concession 1 and a point situate 190 feet measured westerly from its intersection with the boundary line between lots 22 and 23 in Concession 1. O. Reg. 217/60, s. 3 (205).

5. That part of the King's Highway known as No. 8 in the Township of Logan in the County of Perth lying between the point at which it intersects the westerly limits of the Town of Mitchell and the point at which it intersects the boundary line between lots 34 and 35 in Concession 1. O. Reg. 90/60, s. 6 (3) (66).

6. That part of the King's Highway known as No. 8 in the County of Perth lying between a point situate 80 feet measured westerly from its intersection with the boundary line between lots 19 and 20 in Concession 1 in the Township of Ellice and a point situate 500 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 10 and 11 in Concession 1 in the Township of Logan. O. Reg. 90/60, s. 6 (3) (65).

7. That part of the King's Highway known as No. 8 in the Township of Ellice in the County of Perth lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of the City of Stratford and a point situate 800 feet measured westerly from its intersection with the boundary line between lots 14 and 15 in Concession 1. O. Reg. 90/60, s. 6 (3) (64).

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 8 in the County of Lincoln lying between the point at which it intersects the boundary line between lots 15 and 16 in Concession 5 in the Township of Louth and a point situate 800 feet measured westerly from its intersection with the westerly limits of a roadway known as Mercury Street in the Township of Grantham. O. Reg. 250/59, s. 3 (59).

2. That part of the King's Highway known as No. 8 in the County of Lincoln lying between a point situate 600 feet measured easterly from its intersection with the boundary line between lots 2 and 3 in Concession 2 in the Township of North Grimsby and the point at which it intersects the westerly limits of the Village of Beamsville. O. Reg. 250/59, s. 3 (55).

3. That part of the King's Highway known as No. 8 in the Township of Clinton in the County of Lincoln lying between the point at which it intersects the easterly limits of the Village of Beamsville and the point at which it intersects the boundary line between concessions 4 and 5. O. Reg. 250/59, s. 3 (56).

4. That part of the King's Highway known as No. 8 in the Township of North Grimsby in the County of Lincoln lying between a point situate 800 feet measured easterly from its intersection with the boundary line between the counties of Wentworth and Lincoln and the point at which it intersects the westerly limit of the Town of Grimsby. O. Reg. 250/59, s. 3 (58).

5. That part of the King's Highway known as No. 8 in the Township of Saltfleet in the County of Wentworth lying between the point at which it intersects the westerly limit of Lot 17 in Concession 3 and a point situate 400 feet measured easterly from its intersection with a roadway known as the Lewis Side Road. O. Reg. 250/59, s. 3 (57).

6. That part of the King's Highway known as No. 8 in the Township of Logan in the County of Perth lying between a point situate 500 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 10 and 11 in Concession 1 and the point at which it intersects the easterly limits of the Town of Mitchell. O. Reg. 90/60, s. 3 (2) (65).

7. Those parts of the King's Highway known as No. 8 in the Township of McKillop in the County of Huron described as follows:

(a) lying between the point at which it intersects the boundary line between lots 8 and 9 in Concession 1 and a point situate 800 feet measured westerly from its intersection with the boundary line between lots 9 and 10 in the said Concession 1; and

(b) lying between the point at which it intersects the westerly limits of the Town of Seaforth and a point situate 400 feet measured westerly from its intersection with the boundary line between lots 28 and 29 in Concession 1. O. Reg. 90/60, s. 3 (2) (66).

8. That part of the King's Highway known as No. 8 in the Township of McKillop in the County of Huron lying between a point situate 190 feet measured westerly from its intersection with the boundary line between lots 22 and 23 in Concession 1 and a point situate 370 feet measured westerly from its intersection with the boundary line between lots 23 and 24 in Concession 1. O. Reg. 217/60, s. 1 (2) (174).

9. That part of the King's Highway known as No. 8 in the Township of Hullett in the County of Huron lying between a point situate 200 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 20 and 21 in Concession 1 and the point at which it intersects the easterly limits of the road allowance between lots 22 and 23 in the said Concession 1. O. Reg. 90/60, s. 3 (2) (67).

10. That part of the King's Highway known as No. 8 in the Township of Goderich in the County of Huron lying between the point where it intersects the westerly limits of the Town of Clinton and a point situate 800 feet measured westerly from its intersection with the boundary line between lots 21 and 22 in Concession 16. O. Reg. 90/60, s. 3 (2) (68).

11. That part of the King's Highway known as No. 8 in the Township of Goderich in the County of Huron lying between a point situate 500 feet measured easterly from its intersection with the boundary line between lots 4 and 5 in Maitland Concession and the point at which it intersects the easterly limits of the Town of Goderich. O. Reg. 90/60, s. 3 (2) (69).

## PART 4

1. That part of the King's Highway known as No. 8 in the Township of Clinton in the County of Lincoln lying between the point at which it intersects the boundary line between concessions 4 and 5 and the point at which it intersects the boundary line between lots 1 and 2 in Concession 5. O. Reg. 250/59, s. 2 (2) (83).

2. That part of the King's Highway known as No. 8 in the Township of North Grimsby in the County of Lincoln lying between a point situate 600 feet measured easterly from its intersection with the boundary line between lots 5 and 6 in Concession 2 and a point situate 600 feet measured easterly from its intersection with the boundary line between lots 2 and 3 in Concession 2. O. Reg. 250/59, s. 2 (2) (82).

3. That part of the King's Highway known as No. 8 lying between a point situate 400 feet measured easterly from its intersection with a roadway known as the Lewis Side Road in the Township of Saltfleet in the County of Wentworth and a point situate 800 feet measured easterly from its intersection with the westerly boundary of the County of Lincoln, the said point being situate in the Township of North Grimsby in the said County of Lincoln. O. Reg. 250/59, s. 2 (2) (85).

4. That part of the King's Highway known as No. 8 in the Township of Saltfleet in the County of Wentworth lying between a point situate 600 feet measured easterly from its intersection with the westerly limit of a roadway known as Gray's Side Road and the point at which it intersects the westerly limit of Lot 17 in Concession 3. O. Reg. 250/59, s. 2 (2) (84).

5. That part of the King's Highway known as No. 8 in the Township of Waterloo in the County of Waterloo lying between a point in the highway distant 1500 feet measured easterly therealong from its intersection with the easterly limit of the City of Kitchener and a point in the highway measured southerly 1500 feet therealong from the southern extremity of a bridge over the Grand River known as the Freeport Bridge. O. Reg. 231/57, s. 2 (8).

Those parts of the King's Highway known as No. 8 in the Township of Ellice in the County of Perth described as follows:

(a) commencing at the point at which it intersects the westerly limits of the City of Stratford and extending westerly therealong for a distance of 2000 feet more or less; and



(b) lying between a point situate 800 feet measured westerly from its intersection with the boundary line between lots 14 and 15 in Concession 1 and a point situate 80 feet measured westerly from its intersection with the boundary line between lots 19 and 20 in the said Concession 1. O. Reg. 90/60, s. 2 (5).

7. That part of the King's Highway known as No. 8 lying between the point at which it intersects the boundary line between lots 34 and 35 in Concession 1 in the Township of Logan in the County of Perth and the point at which it intersects the boundary line between lots 1 and 2 in Concession 1 in the Township of McKillop in the County of Huron. O. Reg. 90/60, s. 2 (5).

#### PART 5

1. That part of the King's Highway known as No. 8 in the Township of Grantham in the County of Lincoln lying between a point situate 800 feet measured westerly from its intersection with the westerly limits of a roadway known as Mercury Street and the point at which it intersects the westerly limits of the City of St. Catharines. O. Reg. 250/59, s. 1 (2).

2. That part of the King's Highway known as No. 8 in the County of Lincoln lying between the point at which it intersects the boundary line between lots 1 and 2 in Concession 5 in the Township of Clinton and the point at which it intersects the boundary line between lots 15 and 16 in Concession 5 in the Township of Louth. O. Reg. 250/59, s. 1 (2).

3. That part of the King's Highway known as No. 8 in the Township of North Grimsby in the County of Lincoln lying between a point situate 700 feet measured easterly from its intersection with the easterly limits of the Town of Grimsby and a point situate 600 feet measured easterly from its intersection with the boundary line between lots 5 and 6 in Concession 2. O. Reg. 250/59, s. 1 (2).

4. That part of the King's Highway known as No. 8 in the Township of Saltfleet in the County of Wentworth lying between the point at which it intersects the easterly limits of the Town of Stoney Creek and a point situate 600 feet measured easterly from its intersection with the westerly limit of a roadway known as Gray's Side Road. O. Reg. 250/59, s. 1 (2).

5. That part of the King's Highway known as No. 8 in the Township of Grantham in the County of Lincoln, lying between its junction with the Queen Elizabeth Way where eastbound traffic enters the Queen Elizabeth Way and a point in the highway distant 1500 feet measured westerly therealong. O. Reg. 46/58, s. 1.

6. That part of the King's Highway known as No. 8 in the Township of Waterloo in the County of Waterloo lying between its intersection with the easterly limit of the City of Kitchener and a point in the highway distant 1500 feet measured easterly therealong. O. Reg. 231/57, s. 1.

#### PART 6

1. That part of the King's Highway known as No. 8 in the Township of Grantham in the County of Lincoln, lying between the east limit of the City of St. Catharines and a point in the highway distant 1500 feet measured westerly from the east junction of Highway No. 8 with the Queen Elizabeth Way where eastbound traffic enters the Queen Elizabeth Way. O. Reg. 46/58, s. 4.

2. That part of the King's Highway known as No. 8 in the Township of McKillop in the County of Huron lying between the point at which it intersects the easterly limits of the Town of Seaforth and a point situate 370 feet measured westerly from its intersection with the boundary line between lots 23 and 24 in Concession 1. O. Reg. 217/60, s. 2 (23).

## HIGHWAY NO. 9

### Schedule 11

#### PART 1

1. That part of the King's Highway known as No. 9 lying between a point situate 1200 feet measured easterly from its intersection with the King's Highway known as No. 10 in the Township of Mono in the County of Dufferin and a point situate 1200 feet measured westerly from its intersection with the King's Highway known as No. 27 in the Township of Tecumseth in the County of Simcoe. O. Reg. 232/59, s. 5 (21).

#### PART 2

(Reserved)

#### PART 3

1. That part of the King's Highway known as No. 9 in the Township of Tecumseth in the County of Simcoe commencing at a point where it intersects the westerly limits of the King's Highway known as No. 27 and extending westerly therealong for a distance of 1200 feet. O. Reg. 232/59, s. 3 (38).

#### PART 4

1. That part of the King's Highway known as No. 9 in the Township of Carrick in the County of Bruce commencing at the point at which it intersects the boundary line between lots 26 and 27 and extending easterly therealong for a distance of 1500 feet more or less. O. Reg. 144/60, s. 2 (153).

#### PART 5

(Reserved)

#### PART 6

(Reserved)

## HIGHWAY NO. 10

### Schedule 12

#### PART 1

1. That part of the King's Highway known as No. 10 in the Township of Caledon in the County of Peel lying between the point at which it intersects the northerly limits of County Road No. 15 and a point situate 200 feet measured southerly from its intersection with the boundary line between lots 14 and 15 in concessions 1 east and west. O. Reg. 318/60, s. 3 (2) (159).

2. That part of the King's Highway known as No. 10 in the Township of Caledon in the County of Peel lying between a point situate 3000 feet measured northerly from its intersection with the northerly limits of the King's Highway known as No. 51 and a point situate 400 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 9. O. Reg. 144/60, s. 6 (160).

3. That part of the King's Highway known as No. 10 in the Township of Mono in the County of Dufferin lying between a point situate 2000 feet measured northerly from its intersection with the boundary line between lots 2 and 3 in Concession 1 west and a point situate 1000 feet measured southerly from its intersection with the southerly limits of a roadway known as County Road No. 8. O. Reg. 144/60, s. 6 (161).

4. That part of the King's Highway known as No. 10 in the Township of Mono in the County of Dufferin lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of a roadway known as County Road No. 8 and a point situate 2000 feet measured easterly from its intersection with the westerly limits of the King's Highway known as No. 24. O. Reg. 144/60, s. 6 (162).

5. That part of the King's Highway known as No. 10 lying between a point situate 2400 feet measured northerly from its intersection with the boundary line between lots 2 and 3 in concessions 2 and 3 in the Township of Melancthon in the County of Dufferin and a point situate 100 feet measured southerly from its intersection with the boundary line between lots 157 and 158 in concessions 1 east and west in the Township of Artemesia in the County of Grey. O. Reg. 144/60, s. 6 (163).

6. That part of the King's Highway known as No. 10 in the Township of Artemesia in the County of Grey lying between a point situate 100 feet measured northerly from its intersection with the boundary line between lots 142 and 143 in concessions 1 east and west and a point situate 100 feet measured southerly from its intersection with the boundary line between lots 107 and 108 in concessions 1 east and west. O. Reg. 144/60, s. 6 (164).

7. That part of the King's Highway known as No. 10 in the County of Grey lying between a point situate 100 feet measured northerly from its intersection with the boundary line between lots 94 and 95 in concessions 1 east and west in the Township of Artemesia and a point situate 1250 feet measured southerly from its intersection with the southerly limits of the road allowance between lots 60 and 61 in concessions 1 east and west in the Township of Holland. O. Reg. 144/60, s. 6 (165).

8. That part of the King's Highway known as No. 10 in the Township of Holland in the County of Grey lying between a point situate 850 feet measured northerly from its intersection with the northerly limits of the road allowance between lots 60 and 61 in concessions 1 east and west and a point situate 200 feet measured southerly from its intersection with the boundary line between lots 32 and 33 in concessions 1 east and west. O. Reg. 144/60, s. 6 (166).

9. That part of the King's Highway known as No. 10 in the Township of Holland in the County of Grey lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of the road allowance between lots 30 and 31 in concessions 1 east and west and the point at which it intersects the boundary line between lots 13 and 14 in Concession 2. O. Reg. 144/60, s. 6 (167).

10. That part of the King's Highway known as No. 10 in the County of Grey lying between a point situate 2000 feet measured northerly from its intersection with the centre line of the road allowance between lots 3 and 4 in concessions 1 east and west in the Township of Holland and a point situate 300 feet measured southerly from its intersection with the boundary line between lots 13 and 14 in Concession 12 in the Township of Sydenham. O. Reg. 144/60, s. 6 (168).

#### PART 2

(Reserved)

#### PART 3

1. That part of the King's Highway known as No. 10 in the townships of Toronto and Chinguacousy in the County of Peel lying between a point situate 1200 feet measured southerly from its intersection with the boundary line between the said townships of

Toronto and Chinguacousy and the point at which it intersects the boundary line between lots 2 and 3 in Concession 1, being the southerly limit of the Town of Brampton. O. Reg. 250/59, s. 3 (60).

2. Those parts of the King's Highway known as No. 10 in the Township of Caledon in the County of Peel described as follows:

(a) lying between a point situate 200 feet measured southerly from its intersection with the boundary line between lots 14 and 15 in concessions 1 east and west and a point situate 200 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 51; and

(b) commencing at a point situate 1000 feet measured northerly from its intersection with the northerly limits of the King's Highway known as No. 51 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 4 (144).

3. That part of the King's Highway known as No. 10 in the Township of Caledon in the County of Peel lying between a point situate 400 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 9 and the point at which it intersects the boundary line between concessions 1 east and west. O. Reg. 144/60, s. 4 (145).

4. That part of the King's Highway known as No. 10 in the Township of Mono in the County of Dufferin commencing at the point at which it intersects the boundary line between lots 2 and 3 in Concession 1 west and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 4 (146).

5. That part of the King's Highway known as No. 10 in the townships of Mono and Melancthon in the County of Dufferin commencing at the point at which it intersects the King's Highway known as No. 24 and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 4 (147).

6. That part of the King's Highway known as No. 10 in the Township of Melancthon in the County of Dufferin commencing at a point situate 400 feet measured northerly from its intersection with the boundary line between lots 2 and 3 in concessions 2 and 3 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 4 (148).

7. Those parts of the King's Highway known as No. 10 in the Township of Artemesia in the County of Grey described as follows:

(a) lying between a point situate 100 feet measured southerly from its intersection with the boundary line between lots 157 and 158 in concessions 1 east and west and the point at which it intersects the northerly limits of Lot 155 in concessions 1 east and west; and

(b) lying between the point at which it intersects the southerly limits of Lot 145 in concessions 1 east and west and a point situate 100 feet measured northerly from its intersection with the boundary line between lots 142 and 143 in concessions 1 east and west. O. Reg. 144/60, s. 4 (149).

8. Those parts of the King's Highway known as No. 10 in the Township of Holland in the County of Grey described as follows:

(a) lying between the point at which it intersects the boundary line between lots 13 and 14 in Concession 2 and a point situate 500 feet measured northerly from its intersection with the boundary line between lots 5 and 6 in Concession 1 east; and

- (b) commencing at the point at which it intersects the centre line of the road allowance between lots 3 and 4 in concessions 1 east and west and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 144/60, s. 4 (153).

9. That part of the King's Highway known as No. 10 in the townships of Derby and Sydenham in the County of Grey lying between a point situate 500 feet measured southerly from its intersection with the boundary line between lots 13 and 14 in Concession 1 in the said Township of Derby and the point at which it intersects the southerly limits of the City of Owen Sound. O. Reg. 144/60, s. 4 (154).

10. That part of the King's Highway known as No. 10 in the Township of Holland in the County of Grey lying between a point situate 200 feet measured southerly from its intersection with the boundary line between lots 32 and 33 in concessions 1 east and west and a point situate 1000 feet measured northerly from its intersection with the northerly limits of the road allowance between lots 30 and 31 in concessions 1 east and west. O. Reg. 144/60, s. 4 (152).

11. That part of the King's Highway known as No. 10 in the Township of Holland in the County of Grey commencing at a point situate 1250 feet measured southerly from its intersection with the southerly limits of the road allowance between lots 60 and 61 in concessions 1 east and west and extending northerly therealong for a distance of 2100 feet more or less. O. Reg. 144/60, s. 4 (151).

12. Those parts of the King's Highway known as No. 10 in the Township of Artemesia in the County of Grey described as follows:

- (a) lying between a point situate 100 feet measured southerly from its intersection with the boundary line between lots 107 and 108 in concessions 1 east and west and the point at which it intersects the northerly limits of Lot 105 in concessions 1 east and west; and
- (b) lying between the point at which it intersects the southerly limits of Lot 97 in concessions 1 east and west and a point situate 100 feet measured northerly from its intersection with the boundary line between lots 94 and 95 in concessions 1 east and west. O. Reg. 144/60, s. 4 (150).

#### PART 4

1. That part of the King's Highway known as No. 10 in the Township of Toronto in the County of Peel lying between a point situate 150 feet measured northerly from its intersection with the Canadian Pacific Railway Subway and a point situate 450 feet measured northerly from its intersection with a roadway known as Elm Drive. O. Reg. 250/59, s. 2 (2) (86).

#### PART 5

1. That part of the King's Highway known as No. 10 in the Township of Toronto in the County of Peel lying between the point at which it intersects the boundary line between lots 1 and 2, Credit Indian Range 2, and a point situate 150 feet measured northerly from its intersection with a roadway known as Floradale Drive. O. Reg. 250/59, s. 1 (2) (29).

#### PART 6

1. That part of the King's Highway known as No. 10 in the Township of Toronto in the County of Peel lying between the point at which it intersects the northerly limits of the Village of Port Credit and the point at which it intersects the boundary line between lots 1 and 2, Credit Indian Range 2. O. Reg. 250/59, s. 4 (14).

## HIGHWAY NO. 11

### Schedule 13

#### PART 1

1. That part of the King's Highway known as No. 11 in the Township of Gwillimbury East in the County of York lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of a roadway known as Davis Drive and a point situate 2000 feet measured southerly from its intersection with the southerly limits of the Schomberg River. O. Reg. 144/60, s. 6 (169).

2. That part of the King's Highway known as No. 11 lying between a point where it intersects the King's Highway known as No. 400 in the Township of Oro in the County of Simcoe and the point at which it intersects the southerly limits of the Town of Gravenhurst in the District of Muskoka. O. Reg. 232/59, s. 5 (25).

3. That part of the King's Highway known as No. 11 lying between the point at which it intersects the northerly limits of the Town of Gravenhurst in the District of Muskoka and the point at which it intersects the southerly limits of the road allowance between concessions 2 and 3 in the Township of Armour in the District of Parry Sound. O. Reg. 232/59, s. 5 (26).

4. That part of the King's Highway known as No. 11 lying between the point at which it intersects the King's Highway known as No. 11B in the Township of Chaffey in the District of Muskoka and the point at which it intersects the southerly limit of the road allowance between concessions 2 and 3 in the Township of Armour in the District of Parry Sound. O. Reg. 232/59, s. 5 (31).

5. That part of the King's Highway known as No. 11 in the District of Parry Sound lying between the point at which it intersects the road allowance between lots 25 and 26 in Concession 10 in the Township of Strong and a point situate 1000 feet measured southerly from its intersection with the boundary line between concessions 1 and 2 in the Township of Machar. O. Reg. 232/59, s. 5 (27).

6. That part of the King's Highway known as No. 11 in the District of Parry Sound lying between a point situate 1000 feet measured northerly from its intersection with the boundary line between concessions 3 and 4 in the Township of Machar and a point situate 1000 feet measured southerly from its intersection with the boundary line between concessions 1 and 2 in the Township of South Himsworth. O. Reg. 232/59, s. 5 (28).

7. That part of the King's Highway known as No. 11 in the Township of South Himsworth in the District of Parry Sound lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of the Town of Trout Creek and the point at which it intersects the boundary line between concessions 11 and 12. O. Reg. 232/59, s. 5 (29).

8. That part of the King's Highway known as No. 11 lying between the point at which it intersects the boundary line between concessions 13 and 14 in the Township of South Himsworth in the District of Parry Sound and the point at which it intersects the King's Highway known as No. 11B at Nipissing Junction in the Township of Widdifield in the District of Nipissing. O. Reg. 232/59, s. 5 (30).

9. That part of the King's Highway known as No. 11 in the District of Nipissing lying between a point situate 1000 feet measured westerly from the point at which it intersects the King's Highway known as No. 11B in the Township of Ferris West and a point



situate 900 feet measured easterly from the point at which it intersects the King's Highway known as No. 17 in the City of North Bay. O. Reg. 232/59, s. 5 (32).

10. That part of the King's Highway known as No. 11 in the District of Nipissing lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of a roadway known as Cortier Street in the Township of Widdfield and a point situate 2000 feet measured southerly from its intersection with the northerly limits of a roadway known as New Street in the Township of Strathly. O. Reg. 90/60, s. 6 (3) (78).

11. That part of the King's Highway known as No. 11 lying between a point in the Township of Strathly in the District of Nipissing situate 2000 feet measured northerly from its intersection with the southerly limits of a roadway known as First Avenue and a point in the Township of Gillies in the District of Temiskaming situate 3500 feet measured southerly from its intersection with the boundary line between blocks 21 and 29. O. Reg. 90/60, s. 6 (3) (79).

12. That part of the King's Highway known as No. 11 in the District of Temiskaming lying between the point at which it intersects the northerly limits of the Town of New Liskeard and a point situate 2000 feet measured southerly from its intersection with the southerly limits of the Police Village of Earleton. O. Reg. 90/60, s. 6 (3) (83).

13. That part of the King's Highway known as No. 11 in the District of Temiskaming lying between a point situate 2000 feet measured northerly from its intersection with the northerly limits of the Police Village of Earleton and the point at which it intersects the easterly limits of the Town of Englehart. O. Reg. 90/60, s. 6 (3) (80).

14. That part of the King's Highway known as No. 11 in the District of Temiskaming lying between the point at which it intersects the boundary line between the townships of Evanturel and Daek and a point situate 1500 feet measured southerly from its intersection with the King's Highway known as No. 66 in the Township of Eby. O. Reg. 90/60, s. 6 (3) (81).

15. That part of the King's Highway known as No. 11 lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of a bridge over the Kenogami River in the Township of Grenfell in the District of Temiskaming and a point situate 1200 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 4 and 5 in Concession 6 in the Township of Bowman in the District of Cochrane. O. Reg. 90/60, s. 6 (3) (82).

16. That part of the King's Highway known as No. 11 in the District of Cochrane lying between a point situate 1500 feet measured from its intersection with the northerly limits of the King's Highway known as No. 101 in the Township of Taylor and the point at which it intersects the King's Highway known as No. 67 in the Township of Calvert. O. Reg. 90/60, s. 6 (3) (84).

17. That part of the King's Highway known as No. 11 in the District of Cochrane lying between a point situate 2100 feet measured westerly from its intersection with the westerly limits of the Town of Cochrane and a point situate 2000 feet measured easterly from its intersection with the boundary line between lots 22 and 23 in Concession 8 in the Township of Kendrey. O. Reg. 90/60, s. 6 (3) (85).

18. That part of the King's Highway known as No. 11 in the District of Cochrane lying between a point situate 2050 feet measured westerly from its intersection with the easterly limits of the Mattagami River bridge in the Township of Kendrey and a point situate

300 feet measured westerly from its intersection with the boundary line between lots 27 and 28 in Concession 10 in the Township of Haggart. O. Reg. 90/60, s. 6 (3) (86).

19. That part of the King's Highway known as No. 11 in the Township of Shackleton in the District of Cochrane lying between a point situate 500 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Haggart and Shackleton and a point situate 2000 feet measured easterly from its intersection with the boundary line between lots 23 and 24 in Concession 12. O. Reg. 90/60, s. 6 (3) (87).

20. That part of the King's Highway known as No. 11 in the District of Cochrane lying between a point situate 500 feet measured westerly from the westerly limits of the Groundhog River bridge in the Township of Shackleton and a point situate 2200 feet measured easterly from its intersection with the boundary line between lots 11 and 12 in Concession 3 in the Township of Fauquier. O. Reg. 90/60, s. 6 (3) (88).

21. That part of the King's Highway known as No. 11 in the District of Cochrane lying between a point situate 2100 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 12 and 13 in Concession 3 in the Township of Fauquier and a point situate 2000 feet measured easterly from its intersection with the westerly limits of a roadway known as Second Street in the Township of O'Brien. O. Reg. 90/60, s. 6 (3) (89).

22. That part of the King's Highway known as No. 11 lying between the westerly limit of the Town of Hearst in the District of Cochrane and the easterly limit of the Improvement District of Long Lac in the District of Thunder Bay. O. Reg. 90/59, Sched. 2 (5).

23. That part of the King's Highway known as No. 11 lying between a point situate 500 feet measured westerly from its intersection with the Canadian National Railways right of way in the Township of Atikokan in the District of Rainy River and the point at which it intersects the King's Highway known as No. 17 in the Township of Blackwell in the District of Thunder Bay. O. Reg. 232/59, s. 5 (60); O. Reg. 90/60, s. 6.

24. That part of the King's Highway known as No. 11 in the District of Thunder Bay lying between a point situate 2500 feet measured westerly from its intersection with the westerly limits of the Kenogami River bridge and a point situate 2000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 584 in the Township of Errington. O. Reg. 90/60, s. 6 (3) (90).

25. That part of the King's Highway known as No. 11 in the District of Thunder Bay lying between a point situate 2000 feet measured westerly from its intersection with the King's Highway known as No. 584 in the Township of Errington and a point situate 100 feet measured easterly from its intersection with the easterly limits of the Black Water bridge in the Township of Summers. O. Reg. 90/60, s. 6 (3) (91).

26. That part of the King's Highway known as No. 11 in the District of Thunder Bay lying between a point situate 1570 feet measured westerly from its intersection with the westerly limits of the Canadian National Railways right of way in the Township of Summers and a point situate 2000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 17 in the Township of Nipigon. O. Reg. 90/60, s. 6 (3) (92).

#### PART 2

1. That part of the King's Highway known as No. 11 in the County of Simcoe lying between the



point at which it intersects the road allowance between concessions 7 and 8 in the Township of Gwillimbury West and a point situate 750 feet measured southerly from its intersection with a roadway known as County Road No. 16 in the Township of Innisfil. O. Reg. 144/60, s. 5 (13).

2. Those parts of the King's Highway known as No. 11 in the Township of Innisfil in the County of Simcoe described as follows:

- (a) lying between a point situate 1000 feet measured northerly from its intersection with a roadway known as County Road No. 16 and a point situate 1000 feet measured southerly from its intersection with the road allowance between concessions 9 and 10; and
- (b) lying between a point situate 2000 feet measured northerly from its intersection with the road allowance between concessions 9 and 10 and a point situate 1500 feet measured southerly from its intersection with a roadway known as County Road No. 21A. O. Reg. 144/60, s. 5 (14).

3. That part of the King's Highway known as No. 11 in the townships of Oro and Vespra in the County of Simcoe lying between the point at which it intersects the boundary line between lots 3 and 4 and the point at which it intersects the King's Highway known as No. 400. O. Reg. 144/60, s. 5 (15).

#### PART 3

1. That part of the King's Highway known as No. 11 in the townships of Markham and Vaughan in the County of York, lying between a point in the highway distant 100 feet measured northerly therealong from its intersection with the roadway known as Longbridge Road and a point in the highway distant 600 feet measured southerly therealong from its intersection with the south limit of the Town of Richmond Hill. O. Reg. 189/58, s. 2 (11).

2. Those parts of the King's Highway known as No. 11 in the Township of Machar in the District of Parry Sound described as follows:

- (a) commencing at the point where it intersects the boundary line between concessions 1 and 2 and extending southerly therealong for a distance of 1000 feet; and
- (b) commencing at the point where it intersects the boundary line between concessions 3 and 4 and extending northerly therealong for a distance of 1000 feet. O. Reg. 232/59, s. 3 (39).

3. Those parts of the King's Highway known as No. 11 in the Township of South Himsforth in the District of Parry Sound described as follows:

- (a) commencing at the point where it intersects the southerly limits of the Town of Trout Creek and extending southerly therealong for a distance of 1000 feet; and
- (b) commencing at the point where it intersects the northerly limits of the Town of Trout Creek and extending northerly therealong for a distance of 1000 feet. O. Reg. 232/59, s. 3 (40).

4. Those parts of the King's Highway known as No. 11 in the Township of Strathy in the District of Nipissing described as follows:

- (a) commencing at the point at which it intersects the northerly limits of a roadway known as New Street and extending southerly therealong for a distance of 2000 feet more or less; and

- (b) commencing at the point at which it intersects the southerly limits of a roadway known as First Avenue and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (76).

5. That part of the King's Highway known as No. 11 in the Township of Gillies in the District of Temiskaming commencing at a point situate 1500 feet measured southerly from its intersection with the boundary line between blocks 21 and 29 and extending southerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (77).

6. Those parts of the King's Highway known as No. 11 in the Township of Armstrong in the District of Temiskaming described as follows:

- (a) commencing at the point at which it intersects the southerly limits of the Police Village of Earleton and extending southerly therealong for a distance of 2000 feet more or less; and
- (b) commencing at the point at which it intersects the northerly limits of the Police Village of Earleton and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (79).

7. That part of the King's Highway known as No. 11 in the District of Temiskaming lying between a point situate 1500 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 66 in the Township of Eby and a point situate 1000 feet measured northerly from its intersection with the northerly limits of a bridge over the Kenogami River in the Township of Grenfell. O. Reg. 90/60, s. 3 (2) (78).

8. That part of the King's Highway known as No. 11 in the Township of Glackmeyer in the District of Cochrane commencing at a point situate 100 feet measured westerly from its intersection with the westerly limits of the Town of Cochrane and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (80).

9. Those parts of the King's Highway known as No. 11 in the Township of Kendrey in the District of Cochrane described as follows:

- (a) commencing at the point where it intersects the easterly limits of the Town of Smooth Rock Falls and extending easterly therealong for a distance of 2000 feet more or less; and
- (b) commencing at a point situate 50 feet measured easterly from its intersection with the easterly limits of the Mattagami River bridge and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (81).

10. Those parts of the King's Highway known as No. 11 in the Township of Shackleton in the District of Cochrane described as follows:

- (a) commencing at the point where it intersects the boundary line between lots 23 and 24 in Concession 12 and extending easterly therealong for a distance of 2000 feet more or less; and
- (b) lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the Groundhog River bridge and a point situate 500 feet measured westerly from its intersection with the westerly limits of the said bridge. O. Reg. 90/60, s. 3 (2) (82).

11. Those parts of the King's Highway known as No. 11 in the Township of Fauquier in the District of Cochrane described as follows:

(a) commencing at a point situate 200 feet measured easterly from its intersection with the boundary line between lots 11 and 12 in Concession 3 and extending easterly therealong for a distance of 2000 feet more or less; and

(b) commencing at a point situate 100 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 12 and 13 in Concession 3 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (83).

12. That part of the King's Highway known as No. 11 in the Township of O'Brien in the District of Cochrane commencing at the point at which it intersects the westerly limits of a roadway known as Second Street and extending easterly therealong a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (84).

13. That part of the King's Highway known as No. 11 in the Township of Kendall in the District of Cochrane commencing at the point where it intersects the westerly limits of the Town of Hearst and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (85).

14. That part of the King's Highway known as No. 11 in the Township of Daley in the District of Thunder Bay lying between a point situate 3500 feet measured easterly from its intersection with the easterly limits of the Kenogami River bridge and a point situate 2500 feet measured westerly from its intersection with the westerly limits of the said bridge. O. Reg. 90/60, s. 3 (2) (86).

15. That part of the King's Highway known as No. 11 in the Township of Errington in the District of Thunder Bay commencing at a point situate 2000 feet measured easterly from its intersection with the King's Highway known as No. 584 and extending westerly therealong for a distance of 4000 feet more or less. O. Reg. 90/50, s. 3 (2) (87).

16. That part of the King's Highway known as No. 11 in the Township of Summers in the District of Thunder Bay commencing at a point situate 430 feet measured easterly from its intersection with the westerly limits of the Canadian National Railways right of way and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (88).

#### PART 4

1. That part of the King's Highway known as No. 11 in the townships of Markham and Vaughan in the County of York, lying between its intersection with the northerly limit of the Municipality of Metropolitan Toronto and a point in the highway distant 600 feet measured northerly therealong from its intersection with the roadway known as Clarke Street. O. Reg. 189/58, s. 1 (27).

2. That part of the King's Highway known as No. 11 in the townships of Markham and Vaughan in the County of York, lying between a point in the highway distant 600 feet measured northerly therealong from its intersection with the King's Highway known as No. 7 and a point in the highway distant 100 feet measured northerly therealong from its intersection with the roadway known as Longbridge Road. O. Reg. 189/58, s. 1 (28).

3. That part of the King's Highway known as No. 11 in the townships of Markham and Vaughan in the County of York lying between the point at which it intersects a roadway known as Levendale Road and a point situate 750 feet measured northerly from its intersection with a roadway known as Elgin Mills Road. O. Reg. 144/60, s. 2 (126).

4. That part of the King's Highway known as No. 11 in the Township of Whitchurch in the County of York lying between a point situate 500 feet measured southerly from its intersection with the Canadian National Railways right of way and the point at which it intersects the boundary line between lots 77 and 78 in Concession 1. O. Reg. 250/59, s. 2 (2) (87).

5. That part of the King's Highway known as No. 11 in the Township of Innisfil in the County of Simcoe lying between its intersection with the southerly limit of the Town of Barrie and a point in the highway distant 2000 feet measured southerly therealong. O. Reg. 46/58, s. 2 (2) (12).

6. That part of the King's Highway known as No. 11 in the Township of Innisfil in the County of Simcoe commencing at a point situate 750 feet measured southerly from its intersection with a roadway known as County Road No. 16 and extending northerly therealong for a distance of 1750 feet more or less. O. Reg. 144/60, s. 2 (127).

7. That part of the King's Highway known as No. 11 in the Township of Orillia in the County of Simcoe commencing at its intersection with the northerly limit of the Town of Orillia and extending northerly 1000 feet more or less to its intersection with the centre line of the roadway known as Fitton's Road. O. Reg. 218/58, s. 2 (35).

8. That part of the King's Highway known as No. 11 in the Township of Widdfield in the District of Nipissing lying between a point where it intersects the northerly limit of the King's Highway known as No. 11 and 17 and a point situate 1000 feet measured northerly from its intersection with the northerly limits of a roadway known as Cortier Street. O. Reg. 232/59, s. 2 (2) (63).

9. That part of the King's Highway known as No. 11 and 17 in the District of Nipissing lying between a point situate 1100 feet measured westerly from its intersection with the easterly limits of the King's Highway known as No. 17 in the City of North Bay and a point situate 700 feet measured westerly from its intersection with the westerly limit of the King's Highway known as No. 11 in the Township of Widdfield. O. Reg. 232/59, s. 2 (2) (62).

10. That part of the King's Highway known as No. 11 in the Township of Bowman in the District of Cochrane lying between a point situate 1200 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 4 and 5 in Concession 6 and a point situate 1200 feet measured westerly from the westerly limits of the said road allowance. O. Reg. 90/60, s. 2 (5) (104).

11. That part of the King's Highway known as No. 11 in the Township of Clergue in the District of Cochrane lying between its intersection with the King's Highway known as No. 67 and a point in the highway distant 1500 feet measured southerly therealong. O. Reg. 99/58, s. 1 (20).

12. That part of the King's Highway known as No. 11 in the Township of Summers in the District of Thunder Bay lying between a point situate 100 feet measured easterly from its intersection with the easterly limits of Black Water bridge and the point at which it intersects the easterly limits of the locality of Beardmore. O. Reg. 90/60, s. 2 (5) (105).

13. That part of the King's Highway known as No. 11 in the Township of Atikokan in the District of Rainy River commencing at a point situate 500 feet measured westerly from its intersection with the westerly limits of the Canadian National Railways right of way and extending westerly therealong for a distance of 3100 feet. O. Reg. 232/59, s. 2 (2) (73); O. Reg. 90/60, amended.

## PART 5

1. That part of the King's Highway known as No. 11 in the townships of Whitchurch and King in the County of York lying between a point situate 100 feet measured southerly from its intersection with a roadway known as Wilcox Lake South Road and a point situate 300 feet measured northerly from its intersection with a roadway known as Elm Grove. O. Reg. 144/60, s. 1 (35).

2. That part of the King's Highway known as No. 11 in the Township of Innisfil in the County of Simcoe commencing at a point situate 1000 feet measured southerly from its intersection with the road allowance between concessions 9 and 10 and extending northerly therealong for a distance of 3000 feet more or less. O. Reg. 144/60, s. 1 (36).

## PART 6

1. That part of the King's Highway known as No. 11 in the townships of Markham and Vaughan in the County of York, lying between a point in the highway distant 600 feet measured northerly therealong from its intersection with the roadway known as Clarke Street and a point in the highway distant 600 feet measured northerly therealong from its intersection with the King's Highway known as No. 7. O. Reg. 189/58, s. 3 (6).

2. That part of the King's Highway known as No. 11 in the townships of Clergue and Walker in the District of Cochrane lying between a point in the highway distant 1000 feet measured northerly therealong from its northeasterly intersection with the Secondary Highway known as No. 577 and a point in the highway distant 800 feet measured southerly therealong from its southwesterly intersection with Secondary Highway No. 577. O. Reg. 75/58, s. 2 (4).

3. That part of the King's Highway known as No. 11 in the Township of Clergue in the District of Cochrane lying between a point in the highway distant 1500 feet measured southerly therealong from its intersection with the King's Highway known as No. 67 and a point in the highway measured 900 feet northerly therealong from its intersection with the projection northerly of the westerly wall of the main building of the existing Ontario Northland Railway Station which is situated in the south half of Lot 9, Concession 6. O. Reg. 99/58, s. 2 (5).

## HIGHWAY NO. 11B

## Schedule 14

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 11B in the Township of Ferris West in the District of Nipissing lying between a point situate 500 feet measured westerly from its intersection with the boundary line between lots 35 and 36 in Concession 13 and the point at which it intersects the westerly limits of the King's Highway known as No. 11. O. Reg. 205/60, s. 3 (3) (166).

## PART 4

1. That part of the King's Highway known as No. 11B in the Township of Ferris West in the District of Nipissing lying between the point at which it inter-

sects the easterly limits of a roadway known as Premier Road and a point situate 500 feet measured westerly from its intersection with the boundary line between lots 35 and 36 in Concession 13. O. Reg. 205/60, s. 2 (2) (157).

## PART 5

1. Those parts of the King's Highway known as No. 11B in the Township of Chaffey in the District of Muskoka described as follows:

(a) commencing at a point where it intersects the southerly limits of the Town of Huntsville and extending southerly therealong for a distance of 2500 feet; and

(b) commencing at the point where it intersects the northerly limits of the Town of Huntsville and extending northerly therealong for a distance of 3500 feet. O. Reg. 232/59, s. 1 (22).

## PART 6

(Reserved)

## HIGHWAY NO. 12

## Schedule 15

## PART 1

1. That part of the King's Highway known as No. 12 in the Township of Whitby in the County of Ontario lying between the point at which it intersects the northerly limits of the Town of Whitby and a point situate 1340 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 7. O. Reg. 90/60, s. 6 (3) (100).

2. That part of the King's Highway known as No. 12 in the Township of Whitby in the County of Ontario lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of the road allowance between lots 22 and 23 in Concession 6 and a point situate 1000 feet measured southerly from its intersection with the southerly limits of the Canadian Pacific Railway right of way. O. Reg. 90/60, s. 6 (3) (101).

3. That part of the King's Highway known as No. 12 in the County of Ontario lying between a point situate 2000 feet measured northerly from its intersection with the northerly limits of the Canadian Pacific Railway right of way in the Township of Whitby and a point situate 2200 feet measured southerly from its intersection with the boundary line between concessions 10 and 11 in the Township of Reach. O. Reg. 90/60, s. 6 (3) (102).

4. That part of the King's Highway known as No. 12 in the County of Ontario lying between a point situate 2200 feet measured northerly from its intersection with the boundary line between concessions 10 and 11 in the Township of Reach and a point situate 1000 feet measured southerly from its intersection with the southerly limits of the Canadian National Railways right of way in the Township of Brock. O. Reg. 90/60, s. 6 (3) (103).

5. That part of the King's Highway known as No. 12 in the Township of Brock in the County of Ontario lying between a point situate 1500 feet measured northerly from its intersection with the northerly limits of the Canadian National Railways right of way and a point situate 2500 feet measured southerly from its intersection with the northerly limits of Lot 12 in Concession 5. O. Reg. 90/60, s. 6 (3) (104).



6. That part of the King's Highway known as No. 12 in the County of Ontario lying between a point situate 2600 feet measured northerly from its intersection with the boundary line between lots 12 and 13 in Concession 6 in the Township of Brock and the point at which it intersects the boundary line between concessions 4 and 5 in the Township of Thorah. O. Reg. 90/60, s. 6 (3) (105).

7. That part of the King's Highway known as No. 12 in the Township of Thorah in the County of Ontario lying between a point situate 2425 feet measured northerly from its intersection with the northerly limits of the Village of Beaverton and a point situate 1350 feet measured southerly from its intersection with the southerly limits of Concession 10. O. Reg. 90/60, s. 6 (3) (106).

8. That part of the King's Highway known as No. 12 in the County of Ontario lying between a point situate 600 feet measured southerly from its intersection with the boundary line between concessions A and B in the Township of Thorah and a point situate 3000 feet measured southerly from its intersection with the southerly limits of the road allowance between concessions 3 and 4 in the Township of Mara. O. Reg. 90/60, s. 6 (3) (107).

9. That part of the King's Highway known as No. 12 lying between a point situate 2500 feet measured northerly from its intersection with the northerly limits of the road allowance between concessions 3 and 4 in the Township of Mara in the County of Ontario and a point situate 200 feet measured westerly from its intersection with the boundary line between the counties of Ontario and Simcoe. O. Reg. 90/60, s. 6 (3) (108).

10. That part of the King's Highway known as No. 12 in the County of Simcoe lying between the point at which it intersects the westerly limits of the King's Highway known as No. 11 in the Township of Orillia and a point situate 1200 feet measured westerly from its intersection with the boundary line between lots 20 and 21 in Concession 12 in the Township of Medonte. O. Reg. 90/60, s. 6 (3) (109).

11. That part of the King's Highway known as No. 12 in the County of Simcoe lying between the point at which it intersects the easterly limits of the road allowance between concessions 11 and 12 in the Township of Medonte and the point at which it intersects the King's Highway known as No. 103 in the Township of Tay. O. Reg. 90/60, s. 6 (3) (110).

#### PART 2

(Reserved)

#### PART 3

1. Those parts of the King's Highway known as No. 12 in the Township of Whitby in the County of Ontario described as follows:

- (a) commencing at a point situate 340 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 7 and extending southerly therealong for a distance of 1000 feet more or less; and
- (b) commencing at the point where it intersects the northerly limits of the road allowance between lots 22 and 23 in Concession 6 and extending northerly therealong for a distance of 1000 feet more or less. O. Reg. 90/60, s. 3 (2) (98).

2. That part of the King's Highway known as No. 12 in the Township of Whitby in the County of Ontario lying between a point situate 1000 feet measured southerly from its intersection with the southerly

limits of the Canadian Pacific Railway right of way and a point situate 2000 feet measured northerly from its intersection with the northerly limits of the said right-of-way. O. Reg. 90/60, s. 3 (2) (99).

3. Those parts of the King's Highway known as No. 12 in the Township of Reach in the County of Ontario described as follows:

- (a) commencing at a point situate 1200 feet measured southerly from its intersection with the boundary line between concessions 10 and 11 and extending southerly therealong for a distance of 1000 feet more or less; and
- (b) commencing at a point situate 1200 feet measured northerly from its intersection with the boundary line between concessions 10 and 11 and extending northerly therealong for a distance of 1000 feet more or less. O. Reg. 90/60, s. 3 (2) (100).

4. That part of the King's Highway known as No. 12 in the Township of Brock in the County of Ontario lying between a point situate 1000 feet measured southerly from its intersection with the southerly limits of the Canadian National Railways right of way and a point situate 1500 feet measured northerly from its intersection with the northerly limits of the said right-of-way. O. Reg. 90/60, s. 3 (2) (101).

5. Those parts of the King's Highway known as No. 12 in the Township of Brock in the County of Ontario described as follows:

- (a) commencing at a point situate 2500 feet measured southerly from its intersection with the northerly limits of Lot 12 in Concession 5 and extending northerly for a distance of 1000 feet more or less; and
- (b) commencing at a point situate 1600 feet measured northerly from its intersection with the boundary line between lots 12 and 13 in Concession 6 and extending northerly therealong for a distance of 1000 feet more or less. O. Reg. 90/60, s. 3 (2) (102).

6. Those parts of the King's Highway known as No. 12 in the Township of Thorah in the County of Ontario described as follows:

- (a) commencing at the point at which it intersects the boundary line between concessions 4 and 5 and extending northerly therealong for a distance of 1500 feet more or less; and
- (b) commencing at the point where it intersects the northerly limits of the Village of Beaverton and extending northerly therealong for a distance of 2425 feet more or less. O. Reg. 90/60, s. 3 (2) (103).

7. That part of the King's Highway known as No. 12 in the Township of Thorah in the County of Ontario commencing at a point situate 850 feet measured southerly from its intersection with the southerly limits of the road allowance between concessions 10 and 11 and extending southerly therealong for a distance of 1000 feet more or less. O. Reg. 90/60, s. 3 (2) (104).

8. Those parts of the King's Highway known as No. 12 in the Township of Mara in the County of Ontario described as follows:

- (a) commencing at a point situate 2000 feet measured southerly from its intersection with the southerly limits of the road allowance between concessions 3 and 4 and extending southerly therealong for a distance of 1000 feet more or less; and



- (b) commencing at a point situate 1500 feet measured northerly from its intersection with the northerly limits of the road allowance between concessions 3 and 4 and extending northerly therealong for a distance of 1000 feet more or less. O. Reg. 90/60, s. 3 (2) (105).

9. That part of the King's Highway known as No. 12 in the Township of Tay in the County of Simcoe lying between the point at which it intersects the King's Highway known as No. 27 and the point at which it intersects the westerly limits of the Town of Midland. O. Reg. 38/60, s. 1 (64).

#### PART 4

(Reserved)

#### PART 5

(Reserved)

#### PART 6

(Reserved)

### HIGHWAY NO. 14

#### Schedule 16

##### PART 1

(Reserved)

##### PART 2

1. That part of the King's Highway known as No. 14 in the Township of Sidney in the County of Hastings lying between a point situate 2500 feet measured easterly from its intersection with the road allowance between the townships of Thurlow and Sidney and a point situate 2200 feet measured northerly from its intersection with the northerly limits of the road allowance between concessions 8 and 9. O. Reg. 90/60, s. 5 (11).

##### PART 3

1. Those parts of the King's Highway known as No. 14 in the Township of Sidney in the County of Hastings described as follows:

- (a) commencing at a point situate 1000 feet measured easterly from its intersection with the road allowance between the townships of Thurlow and Sidney and extending easterly therealong for a distance of 1500 feet more or less; and
- (b) lying between a point situate 2200 feet measured northerly from its intersection with the northerly limits of the road allowance between concessions 8 and 9 and the point at which it intersects the easterly limits of the road allowance between lots 24 and 25 in Concession 9. O. Reg. 90/60, s. 3 (2) (109).

##### PART 4

(Reserved)

##### PART 5

1. That part of the King's Highway known as No. 14 in the Township of Thurlow in the County of Hastings commencing at its intersection with the northerly limit of the City of Belleville and extending northerly 1600 feet. O. Reg. 209/56, Sched. A (1).

##### PART 6

(Reserved)

### HIGHWAY NO. 15

#### Schedule 17

##### PART 1

1. That part of the King's Highway known as No. 15 lying between the point at which it intersects the boundary line between lots 2 and 3 in Concession 3 in the Township of Drummond in the County of Lanark and a point situate 200 feet measured easterly from its intersection with the centre line of a roadway known as County Road No. 17 in the Township of Goulbourn in the County of Carleton. O. Reg. 292/60, s. 5 (2) (206).

##### PART 2

1. That part of the King's Highway known as No. 15 in the County of Carleton lying between a point situate 200 feet measured easterly from its intersection with the centre line of a roadway known as County Road No. 17 in the Township of Goulbourn and a point situate 1000 feet measured westerly from its intersection with the westerly limits of a roadway known as Richmond Road in the Township of Nepean. O. Reg. 292/60, s. 4 (27).

##### PART 3

1. That part of the King's Highway known as No. 15 in the Township of South Crosby in the County of Leeds lying between a point in the highway distant 1800 feet measured southerly therealong from its intersection with the boundary line between the townships of Leeds and South Crosby and a point in the highway distant 350 feet measured northerly therealong from its intersection with the boundary line between the townships of Leeds and South Crosby. O. Reg. 173/57, Sched. C (2).

2. That part of the King's Highway known as No. 15 in the Township of South Crosby and the County of Leeds lying between a point in the highway distant 2130 feet measured northerly therealong from its intersection with the boundary line between the townships of Leeds and South Crosby and a point in the highway distant 4230 feet measured northerly therealong from its intersection with the boundary line between the townships of Leeds and South Crosby. O. Reg. 173/57, Sched. C (3).

3. That part of the King's Highway known as No. 15 in the Township of Nepean in the County of Carleton lying between a point situate 1100 feet measured easterly from its intersection with the easterly limits of a roadway known as Richmond Road and a point situate at its intersection with the boundary line between lots 18 and 19 in Concession 2, Ottawa Front. O. Reg. 292/60, s. 3 (177).

##### PART 4

1. That part of the King's Highway known as No. 15 in the Township of Nepean in the County of Carleton lying between a point situate 1000 feet measured westerly from its intersection with the westerly limits of a roadway known as Richmond Road and a point situate 1100 feet measured easterly from its intersection with the easterly limits of the said roadway. O. Reg. 292/60, s. 2 (174).

##### PART 5

1. That part of the King's Highway known as No. 15 in the Township of South Crosby in the County of Leeds lying between a point in the highway distant 350 feet measured northerly therealong from its intersection with the boundary line between the townships of Leeds and South Crosby and a point in the highway distant 2130 feet measured northerly therealong from

its intersection with the boundary line between the townships of Leeds and South Crosby. O. Reg. 173/57, s. 2 (3).

## PART 6

(Reserved)

## HIGHWAY NO. 15B

## Schedule 18

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 15B in the Township of Beckwith in the County of Lanark commencing at the point at which it intersects the centre line of Lot 12 Concession 12 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 292/60, s. 3 (175).

## PART 4

1. That part of the King's Highway known as No. 15B in the Township of Beckwith in the County of Lanark commencing at the point at which it intersects the northerly limits of the King's Highway known as No. 15 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 292/60, s. 2 (169).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 16

## Schedule 19

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

1. That part of the King's Highway known as No. 16 in the Township of Gower North in the County of Carleton lying between a point situate 775 feet measured northerly from its intersection with the boundary line between lots 3 and 4 in Concession A and a point situate 2400 feet measured southerly from its intersection with the boundary line between lots 4 and 5 in the said Concession A. O. Reg. 205/60, s. 2 (2) (158).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 17

## Schedule 20

## PART 1

1. That part of the King's Highway known as No. 17 in the County of Prescott lying between a point situate 1000 feet measured easterly from its intersection with the road allowance between lots 10 and 11 in Concession 5 in the Township of Alfred and the point at which it intersects the Ontario-Quebec Boundary in the Township of East Hawkesbury. O. Reg. 232/59, s. 5 (45).

2. That part of the King's Highway known as No. 17 lying between the point at which it intersects the boundary line between lots 9 and 10 in Concession 1 in the Township of Gloucester in the County of Carleton and a point situate 2000 feet measured westerly from its intersection with the boundary line between lots 7 and 8 in Concession 5 in the Township of Alfred in the County of Prescott. O. Reg. 232/59, s. 5 (46).

3. That part of the King's Highway known as No. 17 in the County of Renfrew lying between a point situate 2000 feet measured westerly from its intersection with the boundary line between lots 14 and 15 in Concession 1 in the Township of Horton and a point situate 1500 feet measured easterly from its intersection with the boundary line between lots 5 and 6 in Concession 1 in the Township of Ross. O. Reg. 90/60, s. 6 (3) (93).

4. That part of the King's Highway known as No. 17 in the County of Renfrew lying between a point situate 1500 feet measured westerly from its intersection with the boundary line between lots 3 and 4 in Concession 1 in the Township of Ross and a point situate 2000 feet measured easterly from its intersection with the westerly limits of Lot 24 in the Township of Pembroke. O. Reg. 90/60, s. 6 (3) (94).

5. That part of the King's Highway known as No. 17 in the County of Renfrew lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of the Town of Pembroke and a point situate 4500 feet measured easterly from its intersection with the easterly limits of a roadway known as Portage Road in the Township of Petawawa. O. Reg. 90/60, s. 6 (3) (95).

6. That part of the King's Highway known as No. 17 in the County of Renfrew lying between the point at which it intersects a roadway known as Midway Road in the Township of Petawawa and a point situate 3600 feet measured easterly from its intersection with the easterly limits of the road allowance between concessions 8 and 9 in the Township of Buchanan. O. Reg. 90/60, s. 6 (3) (96).

7. That part of the King's Highway known as No. 17 in the Township of Rolph in the County of Renfrew lying between the point at which it intersects the westerly limits of Lot 11 Range A and a point situate 1500 feet measured southerly from its intersection with the boundary line between lots 49 and 50 Range A. O. Reg. 90/60, s. 6 (3) (97).

8. That part of the King's Highway known as No. 17 lying between a point situate 1000 feet measured northerly from its intersection with the boundary line between lots 49 and 50 Range A in the Township of Rolph in the County of Renfrew and a point situate 2000 feet measured easterly from its intersection with the boundary line between lots 19 and 20 in Concession A in the Township of Papineau in the District of Nipissing. O. Reg. 90/60, s. 6 (3) (98).

9. That part of the King's Highway known as No. 17 in the District of Nipissing lying between a point situate 2000 feet measured westerly from its intersection with the boundary line between lots 15

and 16 in Concession 14 in the Township of Papineau and a point situate 1500 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 11 in the Township of Widdifield. O. Reg. 90/60, s. 6 (3) (99).

10. That part of the King's Highway known as No. 17 in the Township of Widdifield and in the City of North Bay, both in the District of Nipissing, lying between a point situate 700 feet measured westerly from the point at which it intersects the King's Highway known as No. 11 and a point situate 1000 feet measured easterly from the point at which it intersects the easterly limits of the King's Highway known as No. 17B. O. Reg. 232/59, s. 5 (33).

11. That part of the King's Highway known as No. 17 in the District of Nipissing lying between a point situate 1000 feet measured westerly from its intersection with the King's Highway known as No. 17B in the Township of Widdifield and a point situate 2000 feet measured easterly from its intersection with the boundary line between lots 2 and 3 in Concession 1 in the Township of Springer. O. Reg. 90/60, s. 6 (3) (131).

12. That part of the King's Highway known as No. 17 in the District of Nipissing lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of the Town of Sturgeon Falls and a point situate 200 feet measured easterly from its intersection with the King's Highway known as No. 64 in the Township of Caldwell. O. Reg. 90/60, s. 6 (3) (132).

13. That part of the King's Highway known as No. 17 in the District of Nipissing lying between a point situate 2000 feet measured westerly from its intersection with the King's Highway known as No. 64 and a point situate 1000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 539 in the Township of Dunnet in the District of Sudbury. O. Reg. 90/60, s. 6 (3) (133).

14. That part of the King's Highway known as No. 17 in the District of Sudbury lying between a point situate 1000 feet measured westerly from its intersection with the King's Highway known as No. 539 in the Township of Hagar and a point situate 1000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 535 in the Township of Ratter. O. Reg. 90/60, s. 6 (3) (134).

15. That part of the King's Highway known as No. 17 in the District of Sudbury lying between a point situate 750 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 535 in the Township of Ratter and a point situate 1400 feet measured easterly from its intersection with the boundary line between lots 2 and 3 in Concession 3 in the Township of Nelson. O. Reg. 90/60, s. 6 (3) (135).

16. That part of the King's Highway known as No. 17 in the District of Sudbury lying between a point situate 780 feet measured westerly from its intersection with the westerly limits of a roadway known as Power Street in the Township of McKim and a point situate 500 feet measured easterly from its intersection with the boundary line between lots 6 and 7 in Concession 1 in the Township of Baldwin. O. Reg. 90/60, s. 6 (3) (136).

17. That part of the King's Highway known as No. 17 in the District of Sudbury lying between a point situate 1500 feet measured westerly from its intersection with the boundary line between lots 6 and 7 in Concession 1 in the Township of Baldwin and a point situate 1000 feet measured westerly from its intersection with the boundary line between lots 6 and 7 in Concession 6 in the Township of Hallam. O. Reg. 311/60, s. 4 (1) (137).

18. That part of the King's Highway known as No. 17 in the District of Sudbury lying between a point situate 300 feet measured easterly from its intersection with the boundary line between lots 8 and 9 in Concession 6 in the Township of Hallam and a point situate 2000 feet measured easterly from its intersection with the westerly bank of the Aux Sauble River in the Township of Salter. O. Reg. 311/60, s. 4 (1) (138).

19. That part of the King's Highway known as No. 17 lying between a point situate 4140 feet measured westerly from its intersection with the westerly limits of a roadway known as Imperial Street in the Township of Salter in the District of Sudbury and a point situate 200 feet measured easterly from its intersection with the easterly limits of a roadway known as Cutler Avenue in the Township of Shedden in the District of Algoma. O. Reg. 90/60, s. 6 (3) (139).

20. That part of the King's Highway known as No. 17 in the District of Algoma lying between a point situate 1700 feet measured westerly from its intersection with the westerly limits of a roadway known as Hamilton Street in the Township of Shedden and a point situate 1500 feet measured easterly from its intersection with the boundary line between lots 11 and 12 in Concession 1 in the Township of Striker. O. Reg. 90/60, s. 6 (3) (140).

21. That part of the King's Highway known as No. 17 in the District of Algoma lying between a point situate 1500 feet measured westerly from its intersection with the centre line of Lot 4 Range B in the Township of Cobden and a point situate 500 feet measured easterly from its intersection with the easterly limits of a roadway known as Patton Road in the Township of Gladstone. O. Reg. 90/60, s. 6 (3) (141).

22. That part of the King's Highway known as No. 17 in the District of Algoma lying between a point situate 1500 feet measured westerly from its intersection with the westerly limits of a roadway known as Patton Road in the Township of Gladstone and a point situate 3300 feet measured westerly from its intersection with the westerly limits of section 34 in the Township of Thessalon. O. Reg. 90/60, s. 6 (3) (142).

23. That part of the King's Highway known as No. 17 in the District of Algoma lying between the point at which it intersects the westerly limits of section 26 in the Township of Lefroy and a point situate 1500 feet measured easterly from its intersection with the boundary line between lots 4 and 5 in Concession 2 in the Township of Plummer Additional. O. Reg. 90/60, s. 6 (3) (143).

24. That part of the King's Highway known as No. 17 in the District of Algoma lying between a point situate 1500 feet measured westerly from its intersection with the boundary line between lots 2 and 3 in Concession 3 in the Township of Plummer Additional and a point situate 600 feet measured easterly from its intersection with the boundary line between lots 6 and 7 of Desbarats Location in the Township of Johnson. O. Reg. 90/60, s. 6 (3) (144).

25. That part of the King's Highway known as No. 17 in the District of Algoma lying between a point situate 1400 feet measured westerly from its intersection with the boundary line between lots 6 and 7 of Desbarats Location in the Township of Johnson and a point situate 1000 feet measured easterly from its intersection with the boundary line between sections 18 and 19 in the Township of McDonald. O. Reg. 90/60, s. 6 (3) (145).

26. That part of the King's Highway known as No. 17 in the District of Algoma lying between a point situate 1000 feet measured westerly from its intersection with the boundary line between sections 18 and



19 in the Township of McDonald and the point at which it intersects the boundary line between the townships of Tarentorus and Rankin. O. Reg. 90/60, s. 6 (3) (146).

27. That part of the King's Highway known as No. 17 lying between a point situate 500 feet measured easterly from its intersection with a roadway known as Hudson Drive in the Improvement District of Terrace Bay in the District of Thunder Bay and the northerly limits of the bridge over the Montreal River in the District of Algoma. O. Reg. 232/59, s. 5 (36).

28. That part of the King's Highway known as No. 17 in the District of Thunder Bay lying between a point situate 300 feet measured easterly from its intersection with a roadway known as Ontario Street in the Township of Schreiber and a point situate 500 feet measured westerly from its intersection with a roadway known as Fort Gary Road in the Improvement District of Terrace Bay. O. Reg. 232/59, s. 5 (35).

29. That part of the King's Highway known as No. 17 in the District of Thunder Bay lying between a point where it intersects the King's Highway known as No. 11 in the Township of Nipigon and a point situate 300 feet measured westerly from its intersection with a roadway known as Walker Lake Road in the Township of Schreiber. P. Reg. 232/59, s. 5 (34).

30. That part of the King's Highway known as No. 17 in the Township of Nipigon in the District of Thunder Bay lying between the point at which it intersects the King's Highway known as No. 11 and the point at which it intersects the easterly limits of a roadway known as Mackenzie Road. O. Reg. 232/59, s. 5 (38).

31. That part of the King's Highway known as No. 17 in the District of Thunder Bay lying between a point situate 1000 feet measured westerly from its intersection with a roadway known as Clergue Street in the Township of Oliver and a point situate 1000 feet measured southerly from its intersection with the boundary line between the north and south halves of Lot 5 in Concession 2 in the Township of Upsala. O. Reg. 232/59, s. 5 (37).

32. That part of the King's Highway known as No. 17 lying between a point situate 1200 feet measured northerly from its intersection with the boundary line between the north and south halves of Lot 5 in Concession 2 in the Township of Upsala in the District of Thunder Bay and a point situate 2500 feet measured easterly from its intersection with the easterly limits of a roadway known as Pine Street in the Township of Ignace in the District of Kenora. O. Reg. 232/59, s. 5 (39).

33. That part of the King's Highway known as No. 17 in the District of Kenora lying between a point situate 2500 feet measured westerly from its intersection with the westerly limits of a roadway known as West Street in the Township of Ignace and a point situate 1100 feet measured easterly from its intersection with the westerly limits of the King's Highway known as No. 72 in the Township of Southworth. O. Reg. 232/59, s. 5 (40).

34. That part of the King's Highway known as No. 17 in the District of Kenora lying between a point situate 300 feet measured southerly from its intersection with the boundary line between lots 8 and 9 in Concession 5 in the Township of Southworth and a point situate 1800 feet measured easterly from its intersection with the westerly abutment of the bridge over Nugget Creek in the Township of Zealand. O. Reg. 232/59, s. 5 (41).

35. That part of the King's Highway known as No. 17 in the District of Kenora lying between a point situate 4640 feet measured westerly from the point at which it intersects the westerly abutment of the bridge over Nugget Creek in the Township of Zealand and a

point situate 1320 feet measured easterly from the point at which it intersects the westerly limits of a roadway known as Secondary Road 601 in the Township of Van Horne. O. Reg. 232/59, s. 5 (42).

36. That part of the King's Highway known as No. 17 in the District of Kenora lying between the point at which it intersects the boundary line between the Township of Wainwright and the Township of Van Horne and the point at which it intersects the boundary line between lots 4 and 5 in Concession 3 in the Township of Jaffray. O. Reg. 232/59, s. 5 (43).

37. That part of the King's Highway known as No. 17 in the District of Kenora lying between the point at which it intersects the westerly limits of the Town of Keewatin and the point at which it intersects the Ontario-Manitoba Boundary. O. Reg. 232/59, s. 5 (44).

## PART 2

1. That part of the King's Highway known as No. 17 in the District of Thunder Bay lying between a point situate 200 feet measured westerly from its intersection with the westerly abutment of the structure over the Neebing River and a point situate 600 feet measured easterly from its intersection with a roadway known as Florence Street in the Township of Oliver. O. Reg. 232/59, s. 4 (7).

## PART 3

1. Those parts of the King's Highway known as No. 17 in the Township of Alfred in the County of Prescott described as follows:

- (a) commencing at the point where the said highway intersects the westerly limits of the Town of Alfred and extending westerly therealong for a distance of 2000 feet; and
- (b) commencing at a point situate 1000 feet measured westerly from its intersection with the road allowance between lots 10 and 11 in Concession 5 and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (41).

2. That part of the King's Highway known as No. 17 in the Township of Horton in the County of Renfrew commencing at the point at which it intersects the boundary line between lots 14 and 15 in Concession 1 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (90).

3. Those parts of the King's Highway known as No. 17 in the Township of Ross in the County of Renfrew described as follows:

- (a) commencing at the point where it intersects the boundary line between lots 5 and 6 in Concession 1 and extending easterly therealong for a distance of 1500 feet more or less; and
- (b) commencing at the point where it intersects the boundary line between lots 3 and 4 in Concession 1 and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 3 (2) (91).

4. Those parts of the King's Highway known as No. 17 in the Township of Pembroke in the County of Renfrew described as follows:

- (a) commencing at the point where it intersects the westerly limits of Lot 24 and extending easterly therealong for a distance of 2000 feet more or less; and



- (b) commencing at the point where it intersects the westerly boundary of the Town of Pembroke and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (92).

5. Those parts of the King's Highway known as No. 17 in the Township of Petawawa in the County of Renfrew described as follows:

- (a) commencing at a point situate 2500 feet measured easterly from its intersection with the easterly limits of a roadway known as Portage Road and extending easterly therealong for a distance of 2000 feet more or less; and
- (b) lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of a roadway known as Portage Road and the point at which it intersects the westerly limits of a roadway known as Midway Road. O. Reg. 90/60, s. 3 (2) (93).

6. That part of the King's Highway known as No. 17 in the Township of Buchanan in the County of Renfrew commencing at a point situate 3600 feet measured easterly from its intersection with the easterly limits of the road allowance between concessions 8 and 9 and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 3 (2) (94).

7. That part of the King's Highway known as No. 17 in the Township of Rolph in the County of Renfrew commencing at a point situate 1500 feet measured southerly from its intersection with the boundary line between lots 49 and 50 Range A and extending northerly therealong for a distance of 2500 feet more or less. O. Reg. 90/60, s. 3 (2) (95).

8. Those parts of the King's Highway known as No. 17 in the Township of Papineau in the District of Nipissing described as follows:

- (a) commencing at the point where it intersects the boundary line between lots 19 and 20 in Concession A and extending easterly therealong for a distance of 2000 feet more or less; and
- (b) commencing at the point where it intersects the westerly limits of the road allowance between lots 15 and 16 in Concession 14 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (96).

9. That part of the King's Highway known as No. 17 in the Township of Dunnet in the District of Sudbury lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 539 and a point situate 1000 feet measured westerly from its intersection with the westerly limits of the said highway. O. Reg. 90/60, s. 3 (2) (129).

10. That part of the King's Highway known as No. 17 in the District of Sudbury lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 535 and a point situate 750 feet measured westerly from its intersection with the westerly limits of the said highway. O. Reg. 90/60, s. 3 (2) (130).

11. Those parts of the King's Highway known as No. 17 in the Township of Shelden in the District of Algoma described as follows:

- (a) lying between a point situate 200 feet measured easterly from its intersection with the easterly limits of a roadway known as Cutler Avenue and a point situate 200 feet measured

easterly from its intersection with the easterly limits of a roadway known as Ann Street; and

- (b) commencing at a point situate 200 feet measured westerly from its intersection with the westerly limits of a roadway known as Hamilton Street and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 3 (2) (131).

12. That part of the King's Highway known as No. 17 in the Township of Ignace in the District of Kenora commencing at a point situate 1000 feet measured easterly from its intersection with a roadway known as Pine Street and extending easterly therealong for a distance of 1500 feet. O. Reg. 232/59, s. 3 (42).

13. That part of the King's Highway known as No. 17 in the Township of Ignace in the District of Kenora commencing at a point situate 1000 feet measured westerly from its intersection with the westerly limits of a roadway known as West Street and extending westerly therealong for a distance of 1500 feet. O. Reg. 232/59, s. 3 (43).

#### PART 4

1. That part of the King's Highway known as No. 17 in the Township of Gloucester in the County of Carleton lying between a point situate 100 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 20 and 21 in Concession 1 and a point situate 800 feet measured easterly from its intersection with the boundary line between lots 19 and 20 in the said Concession 1. O. Reg. 232/59, s. 2 (2) (71).

2. That part of the King's Highway known as No. 17 in the Township of Huntley in the County of Carleton commencing at a point situate 1800 feet measured westerly from its intersection with the boundary line between lots 16 and 17 in Concession 2 and measured easterly therealong for a distance of 1500 feet more or less, the said King's Highway being in the vicinity of the hamlet of Carp. O. Reg. 289/58, s. 2 (48).

3. That part of the King's Highway known as No. 17 in the Township of Huntley in the County of Carleton commencing at a point situate 400 feet measured westerly from its intersection with the Canadian National Railways right-of-way and extending westerly therealong for a distance of 1500 feet more or less, the said portion of the King's Highway being in the vicinity of the hamlet of Carp. O. Reg. 289/58, s. 2 (47).

4. That part of the King's Highway known as No. 11 and 17 in the District of Nipissing lying between a point situate 1100 feet measured westerly from its intersection with the easterly limits of the King's Highway known as No. 17 in the City of North Bay and a point situate 700 feet measured westerly from its intersection with the westerly limit of the King's Highway known as No. 11 in the Township of Widdifield. O. Reg. 232/59, s. 2 (2) (62).

5. Those parts of the King's Highway known as No. 17 in the Township of Springer in the District of Nipissing described as follows:

- (a) commencing at the point at which it intersects the easterly limits of the Town of Sturgeon Falls and extending easterly therealong for a distance of 2000 feet more or less; and
- (b) commencing at the point at which it intersects the westerly limits of the Town of Sturgeon Falls and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 2 (5) (113).

6. That part of the King's Highway known as No. 17 in the Township of Baldwin in the District of Sudbury commencing at a point situate 500 feet measured easterly from its intersection with the boundary line between lots 6 and 7 in Concession 1 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 2 (5) (114).

7. Those parts of the King's Highway known as No. 17 in the Township of Salter in the District of Sudbury described as follows:

- (a) commencing at the point at which it intersects the westerly bank of the Aux Sauble River and extending easterly therealong for a distance of 2000 feet more or less; and
- (b) commencing at a point situate 2640 feet measured westerly from its intersection with the westerly limits of a roadway known as Imperial Street and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 2 (5) (116).

8. That part of the King's Highway known as No. 17 in the Township of Striker in the District of Algoma commencing at the point at which it intersects the boundary line between lots 11 and 12 in Concession 1 and extending easterly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 2 (5) (117).

9. That part of the King's Highway known as No. 17 in the Township of Cobden in the District of Algoma commencing at the point at which it intersects the centre line of Lot 4 Range B and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 2 (5) (118).

10. That part of the King's Highway known as No. 17 in the Township of Gladstone in the District of Algoma commencing at a point situate 500 feet measured easterly from its intersection with a roadway known as Patton Road and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 2 (5) (119).

11. Those parts of the King's Highway known as No. 17 in the Township of Plummer Additional in the District of Algoma described as follows:

- (a) commencing at the point at which it intersects the boundary line between lots 4 and 5 in Concession 2 and extending easterly therealong for a distance of 1500 feet more or less; and
- (b) commencing at the point at which it intersects the boundary line between lots 2 and 3 in Concession 3 and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 2 (5) (120).

12. That part of the King's Highway known as No. 17 in the Township of Johnson in the District of Algoma commencing at the point at which it intersects lots 6 and 7 of Desbarats Location and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 2 (5) (121).

13. That part of the King's Highway known as No. 17 in the Township of McDonald in the District of Algoma commencing at a point situate 1000 feet measured easterly from its intersection with the boundary line between sections 18 and 19 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 2 (5) (122).

14. That part of the King's Highway known as No. 17 in the Township of Tarentorus in the District of Algoma lying between a point situate 400 feet measured northerly from its intersection with a roadway known as Second Line and a point situate 600 feet measured northerly from its intersection with a roadway known as Killarney Road. O. Reg. 90/60, s. 2 (3) (49).

15. That part of the King's Highway known as No. 17 in the Township of Schreiber in the District of Thunder Bay lying between a point situate 300 feet measured westerly from its intersection with a roadway known as Walker Lake Road and a point situate 300 feet measured easterly from its intersection with a roadway known as Ontario Street. O. Reg. 232/59, s. 2 (2) (65).

16. That part of the King's Highway known as No. 17 in the Improvement District of Terrace Bay in the District of Thunder Bay lying between a point situate 500 feet measured westerly from its intersection with a roadway known as Fort Gary Road and a point situate 500 feet measured easterly from its intersection with a roadway known as Hudson Drive. O. Reg. 232/59, s. 2 (2) (66).

17. That part of the King's Highway known as No. 17 in the Township of Oliver in the District of Thunder Bay lying between a point situate 600 feet measured easterly from its intersection with the easterly limits of a roadway known as Florence Street and a point situate 1000 feet measured westerly from its intersection with the westerly limits of a roadway known as Clergue Street. O. Reg. 232/59, s. 2 (2) (67).

18. That part of the King's Highway known as No. 17 in the Township of Upsala in the District of Thunder Bay lying between a point situate 1000 feet measured southerly from its intersection with the boundary line between the north and south halves of Lot 5 in Concession 2 and a point situate 1200 feet measured northerly from its intersection with the said boundary line. O. Reg. 232/59, s. 2 (2) (68).

19. That part of the King's Highway known as No. 17 in the Township of Zealand in the District of Kenora lying between a point situate 1800 feet measured easterly from its intersection with the westerly abutment of the bridge over Nugget Creek and a point situate 200 feet measured westerly from the said intersection. O. Reg. 232/59, s. 2 (2) (69).

20. That part of the King's Highway known as No. 17 in the Township of Zealand in the District of Kenora commencing at a point situate 2700 feet measured westerly from its intersection with the westerly abutment of the bridge over Nugget Creek and extending westerly therealong for a distance of 1940 feet. O. Reg. 232/59, s. 2 (2) (70).

#### PART 5

1. That part of the King's Highway known as No. 17 in the Township of Tarentorus in the District of Algoma lying between a point situate 225 feet measured southerly from its intersection with a roadway known as Wawanosh Avenue and a point situate 400 feet measured northerly from its intersection with a roadway known as Second Line. O. Reg. 90/60, s. 1 (18).

2. That part of the King's Highway known as No. 17 in the Township of Hallam in the District of Sudbury lying between a point situate 1000 feet measured westerly from its intersection with the boundary line between lots 6 and 7 in Concession 6 and a point situate 300 feet measured easterly from its intersection with the boundary line between lots 8 and 9 in Concession 6. O. Reg. 311/60, s. 1 (41).

#### PART 6

1. That part of the King's Highway known as No. 17 in the Township of Huntley in the County of Carleton lying between a point situate 400 feet measured westerly from its intersection with the Canadian National Railways right of way and a point situate 1800 feet measured westerly from its intersection with the boundary line between lots 16 and 17 in Concession 2 the said portion of the King's Highway being in the vicinity of the hamlet of Carp. O. Reg. 289/58, s. 4 (9).

2. That part of the King's Highway known as No. 17 in the Township of Tarentorus in the District of Algoma lying between a point where it intersects the northerly limits of the City of Sault Ste. Marie and a point situate 225 feet measured southerly from its intersection with a roadway known as Wawanosh Avenue. O. Reg. 289/58, s. 4 (10).

## HIGHWAY NO. 17A

### Schedule 21

#### PART 1

(Reserved)

#### PART 2

(Reserved)

#### PART 3

(Reserved)

#### PART 4

1. That part of the King's Highway known as No. 17A in the Township of McIntyre in the District of Thunder Bay lying between the point at which it intersects the boundary line between lots 5 and 6 and a point situate 100 feet measured westerly from its intersection with a roadway known as Mary Street. O. Reg. 90/60, s. 2 (5) (102).

#### PART 5

(Reserved)

#### PART 6

(Reserved)

## HIGHWAY NO. 18

### Schedule 22

#### PART 1

(Reserved)

#### PART 2

(Reserved)

#### PART 3

1. That part of the King's Highway known as No. 18 in the Township of Malden in the County of Essex lying between a point situate 1700 feet measured southerly from its intersection with the boundary line between lots 13 and 14 in Concession 1 and a point situate 700 feet measured southerly from its intersection with the boundary line between lots 4 and 5 in the said Concession 1. O. Reg. 90/60, s. 3 (2) (122).

2. That part of the King's Highway known as No. 18 in the Township of Anderdon in the County of Essex lying between the point at which it intersects the boundary line between lots 4 and 5 in Concession 1 and the point at which it intersects the boundary line between lots 21 and 22 in the said Concession 1. O. Reg. 90/60, s. 3 (2) (123).

3. That part of the King's Highway known as No. 18 in the Township of Sandwich West in the County of Essex lying between the point at which it intersects the boundary line between the townships of Anderdon and Sandwich West and the point at which it intersects the boundary line between lots 25 and 26 in Concession 1. O. Reg. 90/60, s. 3 (2) (124).

## PART 4

1. That part of the King's Highway known as No. 18 in the Township of Malden in the County of Essex lying between a point situate 700 feet measured southerly from its intersection with the boundary line between lots 4 and 5 in Concession 1 and a point situate at its intersection with the boundary line between lots 3 and 4 in the said Concession 1. O. Reg. 90/60, s. 2 (5) (110).

2. That part of the King's Highway known as No. 18 in the Township of Sandwich West in the County of Essex lying between the point on the highway situate at the northerly abutment of the bridge over Turkey Creek and the point at which it intersects the southerly limits of the Town of Ojibway. O. Reg. 90/60, s. 2 (5) (111).

## PART 5

1. That part of the King's Highway known as No. 18 in the Township of Sandwich West in the County of Essex lying between the point where it intersects the boundary line between lots 25 and 26 in Concession 1 and the northerly limits of the bridge over Turkey Creek. O. Reg. 90/60, s. 1 (3) (33).

## PART 6

(Reserved)

## HIGHWAY NO. 19

### Schedule 23

#### PART 1

1. That part of the King's Highway known as No. 19 in the Township of Dereham in the County of Oxford lying between a point situate 1200 feet measured northerly from its intersection with the centre line of a roadway known as North Street and a point situate 1425 feet measured southerly from its intersection with the centre line of the road allowance between concessions 4 and 5. O. Reg. 292/60, s. 5 (2) (213).

2. That part of the King's Highway known as No. 19 in the Township of Dereham in the County of Oxford lying between a point situate 1000 feet measured northerly from its intersection with the centre line of the road allowance between concessions 4 and 5 and a point situate 800 feet measured southerly from its intersection with the centre line of the road allowance between concessions 1 and 2. O. Reg. 292/60, s. 5 (2) (214).

3. That part of the King's Highway known as No. 19 in the County of Oxford lying between a point situate 400 feet measured northerly from its intersection with the centre line of the road allowance between concessions 1 and 2 in the Township of Dereham and a point situate 950 feet measured northerly from its intersection with the centre line of the road allowance between concessions 1 and 2 in the Township of Oxford West. O. Reg. 292/60, s. 5 (2) (215).

## PART 2

1. That part of the King's Highway known as No. 19 in the Township of Bayham in the County of Elgin lying between a point situate 2625 feet measured southerly from its intersection with the centre line of the road allowance between concessions 3 and 4 and a point situate 2700 feet measured southerly from its intersection with the centre line of the road allowance between concessions 6 and 7. O. Reg. 292/60, s. 4 (28).

## PART 3

1. That part of the King's Highway known as No. 19 in the Township of Bayham in the County of



Elgin commencing at a point situate 1100 feet measured southerly from its intersection with the centre line of the road allowance between concessions 6 and 7 and extending southerly therealong for a distance of 1600 feet more or less. O. Reg. 292/60, s. 3 (176).

2. That part of the King's Highway known as No. 19 in the Township of Dereham in the County of Oxford commencing at a point situate 800 feet measured southerly from its intersection with the centre line of the road allowance between concessions 1 and 2 and extending northerly therealong for a distance of 1200 feet more or less. O. Reg. 292/60, s. 3 (186).

3. That part of the King's Highway known as No. 19 in the Township of Oxford West in the County of Oxford commencing at a point situate 950 feet measured northerly from its intersection with the centre line of the road allowance between concessions 1 and 2 and extending northerly therealong for a distance of 1500 feet more or less. O. Reg. 292/60, s. 3 (187).

#### PART 4

1. That part of the King's Highway known as No. 19 in the Township of Bayham in the County of Elgin commencing at a point situate 650 feet measured northerly from its intersection with the centre line of the road allowance between concessions 6 and 7 and extending northerly therealong for a distance of 2075 feet more or less. O. Reg. 292/60, s. 2 (170).

2. That part of the King's Highway known as No. 19 in the Township of Bayham in the County of Elgin commencing at a point situate 850 feet measured southerly from its intersection with the centre line of the road allowance between concessions 8 and 9 and extending northerly therealong for a distance of 1500 feet more or less. O. Reg. 292/60, s. 2 (171).

3. That part of the King's Highway known as No. 19 in the County of Oxford lying between a point situate at its intersection with the northerly limits of a roadway known as North Street in the Township of Dereham and a point situate 550 feet measured northerly from its intersection with the centre line of a roadway known as Glendale Drive in the Town of Tillsonburg. O. Reg. 292/60, s. 2 (172).

4. That part of the King's Highway known as No. 19 in the Town of Tillsonburg in the County of Oxford commencing at a point situate 1500 feet measured northerly from its intersection with the centre line of the Canadian National Railways right of way and extending southerly therealong for a distance of 2000 feet more or less. O. Reg. 292/60, s. 2 (173).

5. That part of the King's Highway known as No. 19 in the Township of Dereham in the County of Oxford commencing at a point situate 1425 feet measured southerly from its intersection with the centre line of the road allowance between concessions 4 and 5 and extending northerly therealong for a distance of 2425 feet more or less. O. Reg. 292/60, s. 2 (181).

6. That part of the King's Highway known as No. 19 from the northwest corner of Lot 46 Concession 2 (Vivian Street) in the Township of North Easthope in the County of Perth extending south approximately 4300 feet to the northerly limit of the City of Stratford. O. Reg. 45/57, s. 1 (3).

#### PART 5

1. That part of the King's Highway known as No. 19 in the Town of Tillsonburg in the County of Oxford lying between a point situate 1500 feet measured northerly from its intersection with the centre line of the Canadian National Railways right of way and a point situate at its intersection with the southerly limits of the King's Highway known as No. 3. O. Reg. 292/60, s. 1 (38).

#### PART 6

(Reserved)

## HIGHWAY NO. 20

### Schedule 24

#### PART 1

1. That part of the King's Highway known as No. 20 in the Township of Saltfleet in the County of Wentworth lying between a point situate 2000 feet measured southerly from its intersection with the southerly limits of the Town of Stoney Creek and a point situate 1500 feet measured northerly from its intersection with the northerly limits of the King's Highway known as No. 53. O. Reg. 90/60, s. 5 (3) (127).

2. That part of the King's Highway known as No. 20 lying between a point situate 1500 feet measured easterly from its intersection with the King's Highway known as No. 53 in the Township of Saltfleet in the County of Wentworth and a point situate 1700 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 33 and 34 in Concession 8 in the Township of Grimsby South in the County of Lincoln. O. Reg. 90/60, s. 5 (3) (128).

3. Those parts of the King's Highway known as No. 20 in the Township of Grimsby South in the County of Lincoln described as follows:

(a) lying between a point situate 300 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 33 and 34 in Concession 8 and a point situate 1000 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 21 and 22 in the said Concession 8; and

(b) lying between a point situate 1000 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 21 and 22 in Concession 8 and a point situate 2000 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 8 and 9 in Concession 9. O. Reg. 90/60, s. 5 (3) (129).

4. That part of the King's Highway known as No. 20 lying between a point in the Township of Gainsborough in the County of Lincoln situate 700 feet measured southerly from its intersection with the boundary line between the townships of Grimsby South and Gainsborough and a point situate 300 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 3 and 4 in Concession 7 in the Township of Pelham in the County of Welland. O. Reg. 90/60, s. 5 (3) (130).

#### PART 2

(Reserved)

#### PART 3

1. That part of the King's Highway known as No. 20 in the Township of Saltfleet in the County of Wentworth commencing at the point at which it intersects the southerly limits of the Town of Stoney Creek and extending southerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (125).

2. That part of the King's Highway known as No. 20 in the Township of Grimsby South in the County of Lincoln lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 9 and 10 in Concession 9 and the point at which it intersects the westerly limits of the Police Village of Smithville. O. Reg. 90/60, s. 3 (2) (126).

3. That part of the King's Highway known as No. 20 in the Township of Grimsby South in the County



of Lincoln lying between the point at which it intersects the easterly limits of the road allowance between lots 5 and 6 in Concession 9 and a point situate 700 feet measured southerly from its intersection with the boundary line between the townships of Grimsby South and Gainsborough. O. Reg. 90/60, s. 3 (2) (127).

4. That part of the King's Highway known as No. 20 in the Township of Pelham in the County of Welland lying between a point situate 300 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 3 and 4 in Concession 7 and the point at which it intersects the easterly limits of the road allowance between lots 2 and 3 in the said Concession 7. O. Reg. 90/60, s. 3 (2) (128).

#### PART 4

1. That part of the King's Highway known as No. 20 in the Township of Stamford in the County of Welland lying between a point situate 500 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 138 and 139 and a point situate 200 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 132 and 133. O. Reg. 90/60, s. 2 (5) (112).

#### PART 5

1. That part of the King's Highway known as No. 20 in the Township of Stamford in the County of Welland lying between a point situate 200 feet measured easterly from its intersection with the easterly limits of a roadway known as Montrose Road and the point at which it intersects the westerly limits of the City of Niagara Falls. O. Reg. 90/60, s. 1 (3) (34).

#### PART 6

1. That part of the King's Highway known as No. 20 in the Township of Thorold in the County of Welland lying between a point situate 300 feet measured westerly from its intersection with the westerly limits of the Welland Canal Bridge and a point situate 20 feet measured northerly from its intersection with the northerly limits of a roadway known as Canby Street. O. Reg. 90/60, s. 4 (17).

2. That part of the King's Highway known as No. 20 in the Township of Thorold in the County of Welland lying between a point situate 690 feet measured northerly from its intersection with the northerly limits of a roadway known as Canby Street and a point situate 500 feet measured easterly from its intersection with the boundary line between lots 95 and 96. O. Reg. 90/60, s. 4 (18).

### HIGHWAY NO. 22

#### Schedule 25

##### PART 1

1. That part of the King's Highway known as No. 22 in the County of Middlesex lying between a point situate 1500 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 4 in the Township of London and a point situate 2000 feet measured easterly from its intersection with the easterly limits of a roadway known as Nairn Side Road in the Township of Lobo. O. Reg. 144/60, s. 6 (182).

2. That part of the King's Highway known as No. 22 in the County of Middlesex lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of a roadway known as Nairn Side Road in the Township of Lobo and a point situate 2000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 81 in the Township of Adelaide. O. Reg. 144/60, s. 6 (183).

3. That part of the King's Highway known as No. 22 lying between the point at which it intersects the boundary line between lots 10 and 11 in Concession 1 in the Township of Adelaide in the County of Middlesex and a point situate 2000 feet measured easterly from its intersection with the easterly limits of the King's Highway known as No. 7 in the Township of Warwick in the County of Lambton. O. Reg. 144/60, s. 6 (185).

4. That part of the King's Highway known as No. 22 in the Township of Adelaide in the County of Middlesex lying between a point situate 2000 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 81 and a point situate 850 feet measured easterly from its intersection with the boundary line between lots 11 and 12 in Concession 1. O. Reg. 144/60, s. 6 (184).

#### PART 2

(Reserved)

#### PART 3

1. That part of the King's Highway known as No. 22 in the Township of Lobo in the County of Middlesex commencing at a point situate 2000 feet measured easterly from its intersection with the easterly limits of a roadway known as Nairn Side Road and extending westerly therealong for a distance of 4000 feet more or less. O. Reg. 144/60, s. 3 (161).

2. That part of the King's Highway known as No. 22 in the Township of Adelaide in the County of Middlesex lying between a point situate 850 feet measured easterly from its intersection with the boundary line between lots 11 and 12 in Concession 1 and the point at which it intersects the boundary line between lots 10 and 11 in Concession 1. O. Reg. 144/60, s. 3 (162).

#### PART 4

1. That part of the King's Highway known as No. 22 in the Township of London in the County of Middlesex commencing at the point at which it intersects the westerly limits of the King's Highway known as No. 4 and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 144/60, s. 2 (148).

#### PART 5

(Reserved)

#### PART 6

(Reserved)

### HIGHWAY NO. 25

#### Schedule 26

##### PART 1

1. That part of the King's Highway known as No. 25 in the Township of Trafalgar in the County of Halton lying between the point at which it intersects the northerly limits of the King's Highway known as No. 5 and the point at which it intersects the southerly limits of a roadway known as County Road No. 25. O. Reg. 205/60, s. 5 (2) (190).

2. That part of the King's Highway known as No. 25 in the Township of Esquesing in the County of Halton lying between the point at which it intersects the northerly limits of the King's Highway known as No. 401 and the point at which it intersects the boundary line between lots 26 and 27 in Concession 2. O. Reg. 205/60, s. 5 (2) (191).

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 27

## Schedule 27

## PART 1

1. That part of the King's Highway known as No. 27 in the Township of Etobicoke in the County of York lying between its intersection with the King's Highway known as No. 401 and a point situate 1000 feet measured northerly therealong from its intersection with a roadway known as the Queensway. O. Reg. 90/59, Sched. 2 (2).

2. That part of the King's Highway known as No. 27 in the County of York lying between the point at which it intersects the northerly limits of the King's Highway known as No. 401 in the Township of Etobicoke and a point situate 3965 feet measured southerly from its intersection with the boundary line between lots 5 and 6 in Concession 8 in the Township of King. O. Reg. 205/60, s. 5 (2) (192).

3. That part of the King's Highway known as No. 27 in the Township of King in the County of York lying between a point situate 3965 feet measured northerly from its intersection with the boundary line between lots 5 and 6 in Concession 8 and a point situate 600 feet measured southerly from its intersection with the boundary line between lots 30 and 31 in Concession 8. O. Reg. 205/60, s. 5 (2) (193).

4. That part of the King's Highway known as No. 27 lying between a point situate 1000 feet measured easterly from its intersection with the King's Highway known as No. 9 in the Township of King in the County of York and in the Township of Tecumseth in the County of Simcoe and a point situate 2000 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 88 in the townships of Tecumseth and Gwillimbury West in the County of Simcoe. O. Reg. 205/60, s. 5 (2) (194).

5. That part of the King's Highway known as No. 27 in the townships of Tecumseth and Gwillimbury West in the County of Simcoe lying between a point situate 550 feet measured northerly from its intersection with the southerly limits of the King's Highway known as No. 88 and a point situate 750 feet measured southerly from its intersection with the southerly limits of the road allowance between concessions 9 and 10. O. Reg. 205/60, s. 5 (2) (195).

6. That part of the King's Highway known as No. 27 in the townships of Tecumseth and Gwillimbury West in the County of Simcoe lying between a point situate 750 feet measured northerly from its intersection with the northerly limits of the road allowance between concessions 9 and 10 and the point at which it intersects the boundary line between concessions 13 and 14. O. Reg. 205/60, s. 5 (2) (196).

7. That part of the King's Highway known as No. 27 in the Township of Essa in the County of Simcoe lying between a point situate 2750 feet measured northerly from its intersection with the boundary line between lots 2 and 3 in Concession 11 and a point situate 1050 feet measured southerly from its intersection with the boundary line between lots 14 and 15 in Concession 11. O. Reg. 205/60, s. 5 (2) (197).

8. That part of the King's Highway known as No. 27 in the County of Simcoe lying between a point situate 2590 feet measured northerly from its intersection with the boundary line between lots 16 and 17 in Concession 11 in the Township of Essa and the point at which it intersects the boundary line between concessions 12 and 13 in the Township of Innisfil. O. Reg. 205/60, s. 5 (2) (198).

9. That part of the King's Highway known as No. 27 in the County of Simcoe lying between a point situate 2000 feet measured northerly from its intersection with the boundary line between lots 20 and 21 in Concession 5 in the Township of Vespra and a point situate 1000 feet measured southerly from its intersection with the boundary line between concessions 3 and 4 in the Township of Flos. O. Reg. 205/60, s. 5 (2) (199).

10. That part of the King's Highway known as No. 27 in the Township of Flos in the County of Simcoe lying between a point situate 1000 feet measured northerly from its intersection with the boundary line between concessions 3 and 4 and the point at which it intersects the boundary line between concessions 7 and 8. O. Reg. 205/60, s. 5 (2) (200).

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 27 in the Township of Etobicoke in the County of York lying between a point situate 1000 feet measured northerly from its intersection with the northerly limits of a roadway known as The Queensway and a point situate 500 feet measured southerly from its intersection with the southerly limits of a roadway known as Evans Avenue. O. Reg. 90/60, s. 3 (2) (97).

2. Those parts of the King's Highway known as No. 27 in the Township of King in the County of York described as follows:

- (a) commencing at a point situate 3965 feet measured southerly from its intersection with the boundary line between lots 5 and 6 in Concession 8 and extending northerly therealong for a distance of 2000 feet more or less; and
- (b) commencing at a point situate 1965 feet measured northerly from its intersection with the boundary line between lots 5 and 6 in Concession 8 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 205/60, s. 3 (3) (167).

3. Those parts of the King's Highway known as No. 27 in the County of Simcoe described as follows:

- (a) in the townships of Tecumseth and Gwillimbury West commencing at the point at which it intersects the boundary line between concessions 13 and 14 and extending northerly therealong for a distance of 1850 feet more or less; and
- (b) in the townships of Essa and Innisfil commencing at a point situate 750 feet measured northerly from its intersection with the boundary line between lots 2 and 3 in Concession 11 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 205/60, s. 3 (3) (168).

4. Those parts of the King's Highway known as No. 27 in the townships of Essa and Innisfil in the County of Simcoe described as follows:

- (a) commencing at a point situate 1050 feet measured southerly from its intersection with the boundary line between lots 14 and 15 in Concession 11 and extending northerly therealong for a distance of 2000 feet more or less; and
- (b) commencing at a point situate 590 feet measured northerly from its intersection with the boundary line between lots 16 and 17 in Concession 11 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 205/60, s. 3 (3) (169).

5. That part of the King's Highway known as No. 27 in the Township of Flos in the County of Simcoe commencing at a point situate 1000 feet measured southerly from its intersection with the boundary line between concessions 3 and 4 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 205/60, s. 3 (3) (170).

6. That part of the King's Highway known as No. 27 in the Township of Flos in the County of Simcoe commencing at the point at which it intersects the boundary line between concessions 7 and 8 and extending northerly therealong for a distance of 1850 feet more or less. O. Reg. 205/60, s. 3 (3) (171).

7. That part of the King's Highway known as No. 27 in the County of Simcoe lying between a point situate 1500 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 93 in the townships of Flos and Tiny and the point at which it intersects the boundary line between lots 80 and 81 in Concession 1 in the Township of Tay. O. Reg. 205/60, s. 3 (3) (172).

#### PART 4

1. That part of the King's Highway known as No. 27 in the Township of King in the County of York lying between a point situate 600 feet measured southerly from its intersection with a roadway known as County Road No. 16 and a point situate 1000 feet measured easterly from its intersection with the King's Highway known as No. 9. O. Reg. 205/60, s. 2 (2) (159).

2. That part of the King's Highway known as No. 27 in the townships of Tecumseth and Gwillimbury West in the County of Simcoe lying between its intersection with the King's Highway known as No. 88 and a point distant 1000 feet measured southerly therealong. O. Reg. 46/58, s. 2 (2) (14).

3. That part of the King's Highway known as No. 27 in the townships of Tecumseth and Gwillimbury West in the County of Simcoe lying between its intersection with the King's Highway known as No. 88 and a point distant 400 feet measured northerly therealong. O. Reg. 46/58, s. 2 (2) (15).

4. That part of the King's Highway known as No. 27 in the townships of Tecumseth and Gwillimbury West in the County of Simcoe commencing at a point situate 2000 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 88 and extending northerly therealong for a distance of 2550 feet more or less. O. Reg. 205/60, s. 2 (2) (160).

5. That part of the King's Highway known as No. 27 in the townships of Tecumseth and Gwillimbury West in the County of Simcoe commencing at a point situate 750 feet measured southerly from its intersection with the southerly limits of the road allowance between concessions 9 and 10 and extending northerly therealong for a distance of 1500 feet more or less. O. Reg. 205/60, s. 2 (2) (161).

6. That part of the King's Highway known as No. 27 in the Township of Vespra in the County of Simcoe commencing at the point at which it intersects the boundary line between lots 20 and 21 in Concession 5 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 205/60, s. 2 (2) (162).

7. That part of the King's Highway known as No. 27 in the Township of Tiny in the County of Simcoe lying between the point at which it intersects the boundary line between lots 92 and 93 in Concession 1 and a point situate 500 feet measured northerly from its intersection with the boundary line between lots 94 and 95 in the said Concession 1. O. Reg. 205/60, s. 2 (2) (163).

#### PART 5

(Reserved)

#### PART 6

(Reserved)

### HIGHWAY NO. 28

#### Schedule 28

#### PART 1

1. That part of the King's Highway known as No. 28 in the Township of Smith in the County of Peterborough lying between a point situate 1600 feet measured northerly from its intersection with the boundary line between the townships of Smith and Douro and a point situate 50 feet measured southerly from the southerly abutment of the bridge over the Burleigh River. O. Reg. 90/60, s. 6 (3) (111).

2. That part of the King's Highway known as No. 28 lying between the point at which it intersects the northerly limits of the King's Highway known as No. 36 in the Township of Harvey in the County of Peterborough and a point situate 660 feet measured easterly from its intersection with the boundary line between lots 9 and 10 in Concession A in the Township of Faraday in the County of Hastings. O. Reg. 205/60, s. 5 (2) (201).

#### PART 2

1. That part of the King's Highway known as No. 28 in the Township of Douro in the County of Peterborough lying between the point at which it intersects the boundary line between lots 18 and 19 in Concession 7 and a point situate 50 feet measured southerly from its intersection with the southerly limits of the road allowance between lots 25 and 26 in Concession 4. O. Reg. 90/60, s. 5 (10).

#### PART 3

1. That part of the King's Highway known as No. 28 in the Township of Smith in the County of Peterborough lying between a point situate 1500 feet measured southerly from its intersection with a roadway known as County Road No. 6 and the point at which it intersects the boundary line between lots 26 and 27 in Concession 7. O. Reg. 90/60, s. 3 (2) (106).

2. That part of the King's Highway known as No. 28 in the County of Peterborough lying between a point situate 50 feet measured southerly from its intersection with the southerly limits of the road allowance between lots 25 and 26 in Concession 4 in the Township of Douro and a point in the Township of Smith situate 1600 feet measured northerly from its intersection with the boundary between the said townships of Douro and Smith. O. Reg. 90/60, s. 3 (2) (107).



## PART 4

1. That part of the King's Highway known as No. 28 in the County of Peterborough lying between a point situate 50 feet measured southerly from the southerly abutment of the bridge over the Burleigh River in the Township of Smith and the point at which it intersects the northerly limits of the King's Highway known as No. 36. O. Reg. 90/60, s. 2 (5) (106).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 29

## Schedule 29

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 29 in the Township of Beckwith in the County of Lanark commencing at a point situate 1800 feet measured northerly from its intersection with the road allowance between concessions 2 and 3 and extending southerly therealong for a distance of 2200 feet. O. Reg. 250/59, s. 3 (61).

## PART 4

1. That part of the King's Highway known as No. 29 in the Township of Beckwith in the County of Lanark lying between a point situate 3600 feet measured northerly from its intersection with the road allowance between concessions 9 and 10 and a point situate 1400 feet measured southerly from its intersection with the south limits of a roadway known as Nelson Street. O. Reg. 250/59, s. 2 (2) (88).

2. That part of the King's Highway known as No. 29 in the Township of Kitley in the County of Leeds commencing at a point situate 1200 feet measured southerly from its intersection with the southerly limits of the road allowance between concessions 8 and 9 and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 205/60, s. 2 (2) (164).

## PART 5

1. That part of the King's Highway known as No. 29 in the Township of Montague in the County of Lanark lying between the point at which it intersects the northerly limit of the Town of Smith's Falls and a point situate 2000 feet measured southerly from its intersection with the road allowance between concessions 5 and 6. O. Reg. 250/59, s. 1 (2) (30).

## PART 6

(Reserved)

## HIGHWAY NO. 31

## Schedule 30

## PART 1

1. That part of the King's Highway known as No. 31 in the Township of Gloucester in the County

of Carleton lying between a point situate 600 feet measured southerly from its intersection with the southerly limits of a roadway known as Lawrence Street and the point at which it intersects the boundary line between lots 27 and 28 in Concession 4. O. Reg. 90/60, s. 6 (3) (72).

2. That part of the King's Highway known as No. 31 in the County of Carleton lying between a point situate 800 feet measured northerly from its intersection with the boundary line between the Townships of Gloucester and Osgoode in the Township of Gloucester and the point at which it intersects the boundary line between lots 38 and 39 in Concession 6 in the Township of Osgoode. O. Reg. 90/60, s. 6 (3) (73).

3. That part of the King's Highway known as No. 31 in the Township of Osgoode in the County of Carleton lying between a point situate 1200 feet measured southerly from its intersection with the southerly limits of a roadway known as Rideau Street and a point situate 2000 feet measured northerly from its intersection with the boundary line between concessions 6 and 7. O. Reg. 90/60, s. 6 (3) (74).

4. That part of the King's Highway known as No. 31 in the Township of Winchester in the County of Dundas lying between a point situate 1200 feet measured southerly from its intersection with the Canadian National Railways right of way and a point situate 1200 feet measured northerly from its intersection with the northerly limits of a roadway known as County Road No. 5. O. Reg. 90/60, s. 6 (3) (75).

5. That part of the King's Highway known as No. 31 in the Township of Williamsburgh in the County of Dundas lying between a point situate 1850 feet measured southerly from its intersection with the southerly limits of a roadway known as County Road No. 5 and the point at which it intersects the boundary line between concessions 5 and 6. O. Reg. 90/60, s. 6 (3) (76).

6. That part of the King's Highway known as No. 31 in the Township of Williamsburgh in the County of Dundas lying between a point situate 1750 feet measured southerly from its intersection with the boundary line between concessions 4 and 5 and the point at which it intersects the northerly limits of the Village of Morrisburg. O. Reg. 90/60, s. 6 (3) (77).

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 31 in the Township of Osgoode in the County of Carleton lying between the point at which it intersects the boundary line between lots 38 and 39 in Concession 6 and a point situate 1200 feet measured southerly from its intersection with the southerly limits of a roadway known as Rideau Street. O. Reg. 90/60, s. 3 (2) (73).

2. That part of the King's Highway known as No. 31 in the Township of Winchester in the County of Dundas lying between a point situate 2000 feet measured northerly from its intersection with the boundary line between concessions 6 and 7 and a point situate 1200 feet measured westerly from its intersection with the westerly limits of a roadway known as Howard Avenue. O. Reg. 90/60, s. 3 (2) (74).

## PART 4

1. That part of the King's Highway known as No. 31 in the Township of Gloucester in the County of Carleton commencing at a point where it intersects the southerly limit of the City of Ottawa and extending southerly therealong to a point situate 600 feet measured southerly from its intersection with a roadway known as Lawrence Avenue. O. Reg. 289/59, s. 2 (50).



2. That part of the King's Highway known as No. 31 in the Township of Williamsburgh in the County of Dundas lying within the Police Village of Winchester Springs. O. Reg. 90/60, s. 2 (5) (100).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 35

## Schedule 31

## PART 1

1. That part of the King's Highway known as No. 35 lying between the point at which it intersects the King's Highway known as No. 401 in the Township of Clarke in the County of Durham and a point situate 1500 feet measured southerly from its intersection with the King's Highway known as No. 7 in the Township of Ops in the County of Victoria. O. Reg. 232/59, s. 5 (47).

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 37

## Schedule 32

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

1. Those parts of the King's Highway known as No. 37 in the Township of Thurlow in the County of Hastings described as follows:

(a) lying between the point at which it intersects the southerly limits of the King's Highway known as No. 401 and a point situate 600 feet measured southerly from its intersection with the southerly limits of the Canadian National Railways right of way; and

(b) lying between a point situate 150 feet measured southerly from its intersection with the

boundary line between lots 22 and 23 in Concession 7 and a point situate 750 feet measured northerly from its intersection with the boundary line between lots 23 and 24 in the said Concession 7. O. Reg. 90/60, s. 2 (5) (93).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 39

## Schedule 33

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

1. That part of the King's Highway known as No. 39 in the Township of Sandwich East in the County of Essex lying between the point at which it intersects the boundary line between lots 143 and 144 in Concession 1 and the point at which it intersects the boundary line between lots 146 and 147 in Concession 1. O. Reg. 292/60, s. 2 (178).

2. That part of the King's Highway known as No. 39 in the County of Essex lying between the point at which it intersects the centre line of a roadway known as Manning Road in the Village of St. Clair Beach and a point situate 400 feet measured easterly from its intersection with the centre line of the bridge over Pike Creek in the Township of Maidstone. O. Reg. 292/60, s. 2 (179).

3. That part of the King's Highway known as No. 39 in the County of Essex lying between the point at which it intersects the boundary line between lots 1 and 2 in the concession between the Puce River and Pike Creek fronting on Lake St. Clair in the Township of Maidstone and the point at which it intersects the boundary line between the Townships of Maidstone and Rochester. O. Reg. 292/60, s. 2 (180).

## PART 5

1. That part of the King's Highway known as No. 39 in the Township of Sandwich East in the County of Essex lying between a point situate at its intersection with the centre line of a roadway known as Drouillard Road and a point situate 300 feet measured westerly from its intersection with the boundary line between lots 118 and 119 in Concession 1. O. Reg. 292/60, s. 1 (40).

## PART 6

(Reserved)

## HIGHWAY NO. 40

## Schedule 34

## PART 1

1. That part of the King's Highway known as No. 40 in the Township of Chatham in the County of

Kent lying between a point situate 500 feet measured southerly from its intersection with the boundary line between lots 2 and 3 in Concession 18 and a point situate 569 feet measured northerly from its intersection with the northerly limits of the road allowance between concessions 2 and 3. O. Reg. 90/60, s. 6 (3) (112).

#### PART 2

(Reserved)

#### PART 3

1. That part of the King's Highway known as No. 40 in the Township of Chatham in the County of Kent commencing at the point at which it intersects the boundary line between lots 9 and 10 and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 292/60, s. 3 (182).

2. That part of the King's Highway known as No. 40 in the Township of Chatham in the County of Kent lying between a point situate 100 feet measured southerly from its intersection with the southerly limits of the Town of Wallaceburg and a point situate 500 feet measured southerly from its intersection with the boundary line between lots 2 and 3 in Concession 18. O. Reg. 90/60, s. 3 (2) (108).

3. That part of the King's Highway known as No. 40 in the Township of Sombra in the County of Lambton lying between a point situate at its intersection with the northerly limits of the roadway known as Gibson Lane and a point situate at its intersection with the southerly limits of the roadway known as South Street. O. Reg. 292/60, s. 3 (183).

4. That part of the King's Highway known as No. 40 in the County of Lambton lying between a point situate at its intersection with the northerly limits of a roadway known as County Road No. 2 in the Township of Sombra and a point situate at its intersection with the southerly limits of the roadway between lots 24 and 25 in Front Concession in the Township of Moore. O. Reg. 292/60, s. 3 (184).

5. That part of the King's Highway known as No. 40 in the Township of Moore in the County of Lambton lying between a point situate 3200 feet measured northerly from its intersection with the southerly limits of the roadway between lots 24 and 25 in Front Concession and a point situate at its intersection with the boundary line between lots 38 and 39 in Front Concession. O. Reg. 292/60, s. 3 (185).

#### PART 4

1. That part of the King's Highway known as No. 40 in the Township of Chatham in the County of Kent lying within Lot 3 in Concession 2. O. Reg. 90/60, s. 2 (5) (107).

2. That part of the King's Highway known as No. 40 in the Township of Sombra in the County of Lambton lying between a point situate 2000 feet measured northerly from its intersection with the northerly limits of the road allowance between concessions 5 and 6 and a point situate 300 feet measured southerly from its intersection with the southerly limits of a roadway known as County Road No. 1. O. Reg. 292/60, s. 2 (177).

3. That part of the King's Highway known as No. 40 in the Township of Moore in the County of Lambton commencing at its intersection with the southerly limit of the City of Sarnia and extending southerly therealong for a distance of 1.7 miles more or less to its intersection with a roadway known as Lincoln Drive. O. Reg. 218/58, s. 2 (32).

#### PART 5

1. That part of the King's Highway known as No. 40 in the Township of Sombra in the County of Lambton lying between a point situate at its intersection with the southerly limits of a roadway known as South Street and a point situate at its intersection with the northerly limits of a roadway known as County Road No. 2. O. Reg. 292/60, s. 1 (39).

#### PART 6

(Reserved)

### HIGHWAY NO. 41

#### Schedule 35

#### PART 1

1. That part of the King's Highway known as No. 41 and 60 in the Township of Wilberforce in the County of Renfrew lying between the point at which its centre line intersects the King's Highway known as No. 60 and a point situate 3500 feet measured northerly from its intersection with the northerly limits of a roadway known as Elgin Street in the Village of Eganville. O. Reg. 292/60, s. 5 (2) (212).

#### PART 2

(Reserved)

#### PART 3

1. That part of the King's Highway known as No. 41 and 60 in the Township of Wilberforce in the County of Renfrew commencing at a point situate 1500 feet measured northerly from its intersection with the northerly limits of a roadway known as Elgin Street and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 292/60, s. 3 (181).

#### PART 4

(Reserved)

#### PART 5

(Reserved)

#### PART 6

(Reserved)

### HIGHWAY NO. 43

#### Schedule 36

#### PART 1

1. That part of the King's Highway known as No. 43 in the Township of Winchester in the County of Dundas lying between a point where it intersects the easterly limits of the King's Highway known as No. 31 and the point where it intersects the boundary line between lots 15 and 16 in Concession 4. O. Reg. 232/59, s. 5 (48).

2. That part of the King's Highway known as No. 43 lying between the point where it intersects the boundary line between lots 19 and 20 in Concession 4 in the Township of Winchester in the County of Dundas and the point where it intersects the boundary line between lots 11 and 12 in Concession 3 in the Township of Finch in the County of Stormont. O. Reg. 232/59, s. 5 (49).

3. That part of the King's Highway known as No. 43 in the County of Stormont lying between a point situate 1000 feet measured easterly from its intersection with the boundary line between lots 15 and 16 in Concession 3 in the Township of Finch and the point where it intersects the boundary line between lots 32 and 33 in Concession 3 in the Township of Roxborough. O. Reg. 232/59, s. 5 (50).

4. That part of the King's Highway known as No. 43 in the Township of Roxborough in the County of Stormont lying between the point where it intersects the boundary line between lots 27 and 28 and the point where it intersects the boundary line between lots 14 and 15 in Concession 3. O. Reg. 232/59, s. 5 (51).

5. That part of the King's Highway known as No. 43 lying between the point where it intersects the boundary line between lots 8 and 9 in Concession 3 in the Township of Roxborough in the County of Stormont and the point where it intersects the boundary line between lots 3 and 4 in Concession 3 in the Township of Kenyon in the County of Glengarry. O. Reg. 232/59, s. 5 (52).

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 43 in the Township of Winchester in the County of Dundas lying between the point where it intersects the boundary line between lots 15 and 16 and the point where it intersects the boundary line between lots 16 and 17 in Concession 4. O. Reg. 232/59, s. 3 (44).

2. Those parts of the King's Highway known as No. 43 in the Township of Finch in the County of Stormont described as follows:

- (a) lying between the point where it intersects the boundary line between lots 11 and 12 and the point where it intersects the boundary line between lots 12 and 13 in Concession 3; and
- (b) commencing at a point situate 1000 feet measured westerly from its intersection with the boundary line between lots 15 and 16 in Concession 3 and extending easterly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (45).

3. Those parts of the King's Highway known as No. 43 in the Township of Roxborough in the County of Stormont described as follows:

- (a) lying between the point where it intersects the boundary line between lots 14 and 15 in Concession 3 and a point situate 400 feet measured westerly from its intersection with the westerly limit of a roadway known as County Road No. 16; and
- (b) lying between the point where it intersects the boundary line between lots 10 and 11 and the point where it intersects the boundary line between lots 8 and 9 in Concession 3. O. Reg. 232/59, s. 3 (46).

4. That part of the King's Highway known as No. 43 in the Township of Kenyon in the County of Glengarry lying between the point where it intersects the boundary line between lots 3 and 4 and the point where it intersects the boundary line between lots 1 and 2 in Concession 3. O. Reg. 232/59, s. 3 (47).

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 46

## Schedule 37

## PART 1

1. That part of the King's Highway known as No. 46 in the Township of Mariposa in the County of Victoria lying between the point at which it intersects the King's Highway known as No. 7 and a point situate 3200 feet measured southerly from its intersection with a roadway known as King Street. O. Reg. 232/59, s. 5 (53).

2. That part of the King's Highway known as No. 46 in the Township of Eldon in the County of Victoria lying between a point situate 2000 feet measured northerly from its intersection with the boundary line between lots 1 and 2 in Concession 3 and a point situate 1950 feet measured southerly from its intersection with the boundary line between lots 39 and 40 in Concession 7. O. Reg. 232/59, s. 5 (54).

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 46 in the Township of Mariposa in the County of Victoria commencing at a point situate 3200 feet measured southerly from its intersection with a roadway known as King Street and extending northerly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (48).

2. That part of the King's Highway known as No. 46 in the Township of Eldon in the County of Victoria commencing at a point situate at its intersection with the boundary line between lots 1 and 2 in Concession 3 and extending northerly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 3 (49).

3. That part of the King's Highway known as No. 46 in the Township of Eldon in the County of Victoria commencing at a point situate 1950 feet measured southerly from its intersection with the boundary line between lots 39 and 40 in Concession 7 and extending northerly therealong for a distance of 1983 feet. O. Reg. 232/59, s. 3 (50).

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 48

## Schedule 38

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 48 in the Township of Scarborough in the County of York lying between its intersection with the King's Highway known as No. 401 and a point in the highway distant 300 feet measured southerly therealong from its intersection with the roadway known as Sheppard Avenue. O. Reg. 189/58, s. 2 (12).

## PART 4

1. That part of the King's Highway known as No. 48 in the Township of Scarborough in the County of York lying between a point in the highway distant 300 feet measured southerly therealong from its intersection with the roadway known as Sheppard Avenue and a point in the highway distant 1500 feet measured northerly therealong from the said intersection. O. Reg. 189/58, s. 1 (29).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 53

## Schedule 39

## PART 1

(Reserved)

## PART 2

1. That part of the King's Highway known as No. 53 lying between a point situate 1200 feet measured easterly from its intersection with the easterly limits of the Canadian National Railways right-of-way in the Township of Oxford East in the County of Oxford and a point situate 1200 feet measured westerly from its intersection with the boundary line between lots 16 and 17 in Concession 5 in the Township of Burford in the County of Brant. O. Reg. 144/60, s. 5 (24).

2. That part of the King's Highway known as No. 53 in the Township of Burford in the County of Brant lying between a point situate 1200 feet measured easterly from its intersection with the boundary line between lots 16 and 17 in Concession 5 and a point situate 1500 feet measured westerly from its intersection with the boundary line between lots 5 and 6 in Concession 6. O. Reg. 144/60, s. 5 (25).

3. That part of the King's Highway known as No. 53 in the County of Brant lying between a point situate 300 feet measured easterly from its intersection with the boundary line between lots 1 and 2 in concession 6 in the Township of Burford and the point at which it intersects the westerly limits of the City of Brantford. O. Reg. 144/60, s. 5 (26).

## PART 3

1. Those parts of the King's Highway known as No. 53 in the Township of Burford in the County of Brant described as follows:

(a) commencing at a point situate 1500 feet measured westerly from its intersection with the boundary line between lots 5 and 6 in Concession 6 and extending easterly therealong for a distance of 1500 feet more or less; and

(b) lying between a point situate 800 feet measured easterly from its intersection with the

boundary line between lots 2 and 3 in Concession 6 and a point situate 300 feet measured easterly from its intersection with the boundary line between lots 1 and 2 in Concession 6. O. Reg. 144/60, s. 3 (160).

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 55

## Schedule 40

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 55 in the Township of Barton in the County of Wentworth lying between a point measured southerly therealong 2500 feet from its intersection with the southerly limit of the City of Hamilton and the point at which the highway intersects the King's Highway known as No. 53. O. Reg. 218/58, s. 3 (13).

## PART 4

1. That part of the King's Highway known as No. 55 in the Township of Barton in the County of Wentworth commencing at its intersection with the southerly limit of the City of Hamilton and extending southerly 2500 feet. O. Reg. 218/58, s. 2 (34).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 58

## Schedule 41

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 3A and No. 58 in the Township of Thorold in the County of Welland lying between a point situate 500 feet measured southerly from its intersection with the southerly limits of a roadway known as Quaker Road and the point at which it intersects the King's Highway known as No. 20. O. Reg. 250/59, s. 3 (52).



PART 4

1. That part of the King's Highway known as No. 3A and No. 58 in the Township of Thorold in the County of Welland lying between a point situate 500 feet measured southerly from its intersection with the southerly limits of a roadway known as Quaker Road and a point situate 500 feet measured northerly from its intersection with the northerly limits of a roadway known as Abbey Road. O. Reg. 250/59, s. 2 (2) (76).

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 59

Schedule 42

PART 1

(Reserved)

PART 2

(Reserved)

PART 3

(Reserved)

PART 4

1. That part of the King's Highway known as No. 59 in the Township of Norwich North in the County of Oxford commencing at the south limit of the Village of Norwich and extending southerly to its intersection with the Canadian National Railways right of way a distance of 1760 feet more or less. O. Reg. 218/58, s. 2 (31).

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 60

Schedule 43

PART 1

1. That part of the King's Highway known as No. 60 in the District of Nipissing lying between a point situate 2500 feet measured easterly from its intersection with the easterly limits of the Canadian National Railways right of way in the Township of Airy and the point at which it intersects the boundary line between lots 15 and 16 in Concession 3 in the Township of Murchison. O. Reg. 292/60, s. 5 (2) (207).

2. That part of the King's Highway known as No. 60 lying between the point at which it intersects the boundary line between lots 11 and 12 in Concession 1 in the Township of Murchison in the District of Nipissing and a point situate 2000 feet measured westerly from its intersection with the boundary line between lots 178 and 179 Range B South in the Township of Sherwood in the County of Renfrew. O. Reg. 292/60, s. 5 (2) (208).

3. That part of the King's Highway known as No. 60 in the Township of Sherwood in the County of

Renfrew lying between a point situate 2000 feet measured easterly from its intersection with the easterly limits of Lot 185 Range B North and a point situate 1500 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Sherwood and Hagarty. O. Reg. 292/60, s. 5 (2) (209).

4. That part of the King's Highway known as No. 60 in the County of Renfrew lying between a point situate 1500 feet measured easterly from its intersection with the westerly limits of the road allowance between the townships of Sherwood and Hagarty in the Township of Hagarty and a point situate 500 feet measured easterly from its intersection with the easterly limits of the Canadian National Railways right of way in the Township of Algona North. O. Reg. 292/60, s. 5 (2) (210).

5. That part of the King's Highway known as No. 60 in the County of Renfrew lying between a point situate 4500 feet measured easterly from its intersection with the easterly limits of the Canadian National Railways right of way in the Township of Algona North and the point at which it intersects the centre line of the King's Highway known as No. 41 and 60 in the Township of Wilberforce. O. Reg. 292/60, s. 5 (2) (211).

6. That part of the King's Highway known as No. 41 and 60 in the Township of Wilberforce in the County of Renfrew lying between the point at which its centre line intersects the King's Highway known as No. 60 and a point situate 3500 feet measured northerly from its intersection with the northerly limits of a roadway known as Elgin Street in the Village of Eganville. O. Reg. 292/60, s. 5 (2) (212).

PART 2

(Reserved)

PART 3

1. That part of the King's Highway known as No. 60 in the Township of Sherwood in the County of Renfrew commencing at the point at which it intersects the boundary line between lots 178 and 179 Range B South and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 292/60, s. 3 (178).

2. That part of the King's Highway known as No. 60 in the Township of Sherwood in the County of Renfrew commencing at the point at which it intersects the easterly limits of Lot 185 Range B North and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 292/60, s. 3 (179).

3. That part of the King's Highway known as No. 60 in the townships of Sherwood and Hagarty in the County of Renfrew commencing at a point situate 1500 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Sherwood and Hagarty in the Township of Sherwood and extending easterly therealong for a distance of 3000 feet more or less. O. Reg. 292/60, s. 3 (180).

4. That part of the King's Highway known as No. 41 and 60 in the Township of Wilberforce in the County of Renfrew commencing at a point situate 1500 feet measured northerly from its intersection with the northerly limits of a roadway known as Elgin Street and extending northerly therealong for a distance of 2000 feet more or less. O. Reg. 292/60, s. 3 (181).

PART 4

1. That part of the King's Highway known as No. 60 in the Township of Airy in the District of Nipissing lying between a point situate 1500 feet measured westerly from its intersection with the westerly limits of the Canadian National Railways

right of way and a point situate 2500 feet measured easterly from its intersection with the easterly limits of the said right-of-way. O. Reg. 292/60, s. 2 (175).

2. That part of the King's Highway known as No. 60 in the Township of Algona North in the County of Renfrew commencing at a point situate 500 feet measured easterly from its intersection with the easterly limits of the Canadian National Railways right of way and extending easterly therealong for a distance of 4000 feet more or less. O. Reg. 292/60, s. 2 (176).

#### PART 5

1. Those parts of the King's Highway known as No. 60 in the Township of Canisbay in the District of Nipissing described as follows:

- (a) commencing at a point situate one mile measured westerly from its intersection with the boundary line between lots 6 and 7 in Concession 7 and extending easterly therealong for a distance of 2.2 miles; and
- (b) lying between a point situate 2465 feet measured westerly from the westerly limits of the bridge over the North Madawaska River and a point situate 300 feet measured easterly from its intersection with the boundary line between lots 31 and 32 in Concession 7. O. Reg. 144/60, s. 1 (37).

#### PART 6

(Reserved)

### HIGHWAY NO. 66

#### Schedule 44

##### PART 1

(Reserved)

##### PART 2

(Reserved)

##### PART 3

(Reserved)

##### PART 4

1. That part of the King's Highway known as No. 66 in the Township of Teck in the District of Temiskaming, lying between its intersection with the westerly limit of the roadway known as Main Street, Kirkland Lake, and its intersection with the present easterly limit of the built-up area known as Chaput Hughes. O. Reg. 75/58, s. 1 (18).

2. That part of the King's Highway known as No. 66 in the Township of Lebel in the District of Temiskaming lying between a point situate 500 feet measured westerly from its intersection with a roadway known as Main Street and a point situate 600 feet measured easterly from its intersection with a roadway known as Craig Street. O. Reg. 250/59, s. 2 (2) (89).

##### PART 5

(Reserved)

##### PART 6

1. That part of the King's Highway known as No. 66 in the Township of Teck in the District of Temiskaming lying between its intersection with the

westerly limit of the overpass of the Northern Ontario Railway and the westerly limit of the level crossing of the right-of-way of the Northern Ontario Railway. O. Reg. 46/58, s. 4 (2).

### HIGHWAY NO. 69

#### Schedule 45

##### PART 1

1. That part of the King's Highway known as No. 69 in the County of Ontario lying between the point at which it intersects the northerly limits of the King's Highway known as No. 12 in the Township of Mara and a point situate 2850 feet measured easterly from its intersection with the boundary line between the counties of Simcoe and Ontario. O. Reg. 90/60, s. 6 (3) (126).

2. That part of the King's Highway known as No. 69 lying between the point at which it intersects the centre line of the King's Highway known as No. 103 in the Township of Medora in the District of Muskoka and a point situate 1000 feet measured southerly from its intersection with the southerly limits of the King's Highway known as No. 532 in the Township of Foley in the District of Parry Sound. O. Reg. 90/60, s. 6 (3) (70).

3. That part of the King's Highway known as No. 69 in the District of Parry Sound lying between a point situate 1300 feet measured southerly from its intersection with the centre line of a roadway known as Pointe au Baril Road in the Township of Harrison and the point at which it intersects the northerly limits of the road allowance between the townships of Carling and McDougall. O. Reg. 232/59, s. 5 (56).

4. That part of the King's Highway known as No. 69 lying between a point situate 900 feet measured northerly from its intersection with the boundary line between the townships of Broder and McKim in the District of Sudbury and a point situate 700 feet measured northerly from its intersection with the centre line of a roadway known as Pointe au Baril Road in the Township of Harrison in the District of Parry Sound. O. Reg. 232/59, s. 5 (55).

##### PART 2

(Reserved)

##### PART 3

1. That part of the King's Highway known as No. 69 in the Township of Rama in the County of Ontario commencing at a point situate 850 feet measured easterly from its intersection with the boundary line between the counties of Simcoe and Ontario and extending easterly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (121).

2. That part of the King's Highway known as No. 69 in the Township of McKim in the District of Sudbury commencing at a point where it intersects the southerly boundary of the City of Sudbury and extending southerly therealong for a distance of 2301 feet more or less. O. Reg. 289/58, s. 3 (21).

##### PART 4

1. That part of the King's Highway known as No. 69 in the Township of Harrison in the District of Parry Sound commencing at a point situate 700 feet measured northerly from its intersection with the centre line of a roadway known as Pointe au Baril Road and extending southerly therealong for a distance of 2000 feet. O. Reg. 232/59, s. 2 (2) (72).

2. That part of the King's Highway known as No. 69 in the Township of Blezard in the District of Sudbury lying between a point situate 750 feet measured southerly from its intersection with the centre line of a roadway known as Vera Street and a point situate 300 feet measured northerly from its intersection with the boundary line between concessions 4 and 5. O. Reg. 205/60, s. 2 (2) (166).

3. That part of the King's Highway known as No. 69 in the Township of Blezard in the District of Sudbury commencing at a point situate 700 feet measured southerly from its intersection with the centre line of a roadway known as Blezard Valley Road and extending northerly therealong for a distance of 2600 feet more or less. O. Reg. 205/60, s. 2 (2) (167).

PART 5

1. That part of the King's Highway known as No. 69 in the Township of McKim in the District of Sudbury lying between a point situate 2301 feet more or less measured southerly from its intersection with the southerly limit of the City of Sudbury and a point situate 900 feet more or less measured northerly therealong from its intersection with the boundary line between the Township of McKim and the Township of Broder. O. Reg. 289/58, s. 1 (17).

PART 6

(Reserved)

HIGHWAY NO. 71

Schedule 46

PART 1

1. That part of the King's Highway known as No. 71 in the District of Rainy River lying between the point where it intersects a roadway known as Dock Road in the locality of Nestor Falls and the point at which it intersects the King's Highway known as No. 11. O. Reg. 232/59, s. 5 (57); O. Reg. 90/60, s. 6.

PART 2

(Reserved)

PART 3

1. That part of the King's Highway known as No. 71 in the Improvement District of Sioux Narrows in the District of Kenora commencing at a point situate 400 feet measured southerly from its intersection with the boundary line between the townships of McGeorge and Willingdon and extending southerly therealong for a distance of 1800 feet. O. Reg. 250/59, s. 3; O. Reg. 90/60, s. 3 (62).

2. That part of the King's Highway known as No. 71 in the Improvement District of Sioux Narrows in the District of Kenora commencing at a point situate 300 feet measured northerly from the centre line of the bridge over the body of water known as Sioux Narrows and extending northerly therealong for a distance of 1200 feet. O. Reg. 250/59, s. 3 (63).

3. That part of the King's Highway known as No. 71 in the locality of Nestor Falls in the District of Rainy River lying between a point situate 500 feet measured northerly from its intersection with a roadway known as Arrowhead Road and the point at which it intersects a roadway known as Dock Road. O. Reg. 232/59, s. 3 (51); O. Reg. 90/60, s. 1.

PART 4

(Reserved)

PART 5

1. That part of the King's Highway known as No. 71 in the Improvement District of Sioux Narrows in the District of Kenora lying between a point situate 400 feet measured southerly from its intersection with the boundary line between the townships of McGeorge and Willingdon and a point situate 300 feet measured northerly from the centre line of the bridge over the body of water known as Sioux Narrows. O. Reg. 250/59, s. 1 (2) (31); O. Reg. 90/60, s. 1.

PART 6

(Reserved)

HIGHWAY NO. 83

Schedule 47

PART 1

1. That part of the King's Highway known as No. 83 lying between the point at which it intersects the westerly limits of the King's Highway known as No. 23 in the Township of Fullarton in the County of Perth and the point at which it intersects the boundary line between concessions 1 and 2 in the Township of Usborne in the County of Huron. O. Reg. 318/60, s. 3 (3) (217).

2. That part of the King's Highway known as No. 83 in the townships of Hay and Stephen in the County of Huron lying between the point at which it intersects the boundary line between concessions 1 and 2 and the point at which it intersects the boundary line between lots 22 and 23 in the concessions north and south of Thames Road. O. Reg. 318/60, s. 3 (3) (218).

3. That part of the King's Highway known as No. 83 in the townships of Hay and Stephen in the County of Huron lying between a point situate 230 feet measured westerly from its intersection with the boundary line between lots 24 and 25 in the concessions north and south of Thames Road and the point at which it intersects the easterly limits of the King's Highway known as No. 21. O. Reg. 318/60, s. 3 (3) (219).

PART 2

(Reserved)

PART 3

(Reserved)

PART 4

(Reserved)

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 86

Schedule 48

PART 1

(Reserved)

PART 2

(Reserved)



## PART 3

1. That part of the King's Highway known as No. 86 in the Township of Wallace in the County of Perth and in the Township of Grey in the County of Huron lying between a point situate 200 feet measured westerly from its intersection with the boundary line between lots 53 and 54 in Concession 1 in the said Township of Grey and a point situate 200 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 50 and 51 in Concession 1 in the said Township of Grey. O. Reg. 90/60, s. 3 (2) (75).

2. That part of the King's Highway known as No. 86 in the Township of Wellesley in the County of Waterloo and in the Township of Peel in the County of Wellington lying between a point situate 700 feet measured easterly from its intersection with the centre line of the road allowance between lots 18 and 19 and a point situate 350 feet measured westerly from its intersection with the boundary line between lots 20 and 21. O. Reg. 90/60, s. 3 (2) (89).

## PART 4

(Reserved)

## PART 5

1. That part of the King's Highway known as No. 86 in the Township of Wellesley in the County of Waterloo and in the Township of Peel in the County of Wellington lying between a point situate 500 feet measured westerly from its intersection with the centre line of the road allowance between lots 18 and 19 and a point situate 700 feet measured easterly from the said intersection. O. Reg. 90/60, s. 1 (3) (32).

## PART 6

(Reserved)

## HIGHWAY NO. 88

## Schedule 49

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

1. That part of the King's Highway known as No. 88 in the Township of West Gwillimbury, in the County of Simcoe, from its intersection with the King's Highway known as No. 27 and a point distant 2800 feet measured easterly therealong. O. Reg. 46/58, s. 2 (2) (16).

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 89

## Schedule 50

## PART 1

1. That part of the King's Highway known as No. 89 in the Township of Mono in the County of Dufferin lying between the point at which it intersects the King's Highway known as No. 10 and a point situate 650 feet measured westerly from its intersection with the centre line of the road allowance between the townships of Mono and Adjala. O. Reg. 205/60, s. 5 (2) (202).

2. That part of the King's Highway known as No. 89 in the Township of Adjala in the County of Simcoe lying between a point situate 850 feet measured easterly from its intersection with the centre line of the road allowance between the townships of Mono and Adjala and a point situate 2100 feet measured westerly from its intersection with the centre line of the road allowance between concessions 7 and 8. O. Reg. 205/60, s. 5 (2) (203).

3. That part of the King's Highway known as No. 89 in the Township of Tecumseth in the County of Simcoe lying between a point situate 1100 feet measured easterly from its intersection with the centre line of the road allowance between lots 8 and 9 in Concession 15 and a point situate 1980 feet measured westerly from its intersection with the westerly limits of the King's Highway known as No. 27. O. Reg. 205/60, s. 5 (2) (204).

## PART 2

(Reserved)

## PART 3

1. That part of the King's Highway known as No. 89 in the Township of Mono in the County of Dufferin and in the Township of Adjala in the County of Simcoe commencing at a point situate 650 feet measured westerly from its intersection with the centre line of the road allowance between the townships of Mono and Adjala in the Township of Mono in the County of Dufferin and extending easterly therealong for a distance of 1500 feet more or less in the Township of Adjala in the County of Simcoe. O. Reg. 205/60, s. 3 (3) (173).

## PART 4

1. That part of the King's Highway known as No. 89 in the townships of Essa and Tecumseth in the County of Simcoe commencing at a point situate 1000 feet measured easterly from its intersection with the centre line of a roadway known as Boyne Street and extending easterly therealong for a distance of 2500 feet more or less. O. Reg. 205/60, s. 2 (27) (168).

## PART 5

(Reserved)

## PART 6

1. That part of the King's Highway known as No. 89 in the Township of Essa in the County of Simcoe commencing at the point at which it intersects the centre line of a roadway known as Boyne Street and extending easterly therealong for a distance of 1000 feet more or less. O. Reg. 205/60, s. 4 (22).



**HIGHWAY NO. 90****Schedule 51****PART 1**

(Reserved)

**PART 2**

1. That part of the King's Highway known as No. 90 in the County of Simcoe lying between a point situate 1250 feet measured northerly from its intersection with the southerly limits of a roadway known as Cecil Street in the Township of Essa and a point situate 150 feet measured westerly from its intersection with the centre line of the road allowance between concessions 6 and 7 in the Township of Vespra. O. Reg. 90/60, s. 5 (8).

**PART 3**

1. That part of the King's Highway known as No. 90 in the County of Simcoe lying between a point situate 150 feet measured westerly from its intersection with the centre line of the road allowance between concessions 6 and 7 in the Township of Vespra and the point at which it intersects the centre line of the road allowance between lots 5 and 6 in Concession 14 in the Township of Innisfil. O. Reg. 90/60, s. 3 (2) (70).

**PART 4**

1. That part of the King's Highway known as No. 90 in the Township of Essa in the County of Simcoe commencing at a point situate 50 feet measured southerly from its intersection with the southerly limits of a roadway known as Cecil Street and extending northerly therealong for a distance of 1300 feet more or less. O. Reg. 90/60, s. 2 (5) (98).

**PART 5**

(Reserved)

**PART 6**

(Reserved)

**HIGHWAY NO. 98****Schedule 52****PART 1**

1. That part of the King's Highway known as No. 98 in the County of Essex lying between a point situate 1500 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Rochester and Maidstone in the Township of Maidstone and the point at which it intersects the boundary line between concessions 7 and 8 in the Township of Sandwich South. O. Reg. 90/60, s. 6 (3) (119).

2. That part of the King's Highway known as No. 98 in the County of Essex lying between a point situate 2500 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 6 and 7 in Concession 6 north in the Township of Tilbury West and a point situate 1000 feet measured easterly from its intersection with the easterly limits of the road allowance between the townships of Rochester and Maidstone. O. Reg. 90/60, s. 6 (3) (118).

3. That part of the King's Highway known as No. 98 lying between a point situate 2800 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Raleigh and Tilbury East in the County of Kent and a point

situate 2500 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 6 and 7 in Concession 6 north in the Township of Tilbury West in the County of Essex. O. Reg. 90/60, s. 6 (3) (117).

4. That part of the King's Highway known as No. 98 in the Township of Raleigh in the County of Kent lying between a point situate 700 feet measured westerly from its intersection with the boundary line between lots 9 and 10 in Concession 1 and a point situate 3000 feet measured easterly from its intersection with the easterly limits of the road allowance between the townships of Raleigh and Tilbury East. O. Reg. 90/60, s. 6 (3) (116).

5. That part of the King's Highway known as No. 98 in the Township of Raleigh in the County of Kent lying between a point situate 5200 feet measured westerly from its intersection with the westerly limit of the road allowance between the townships of Raleigh and Harwich and a point situate 800 feet measured easterly from its intersection with the boundary line between lots 9 and 10 in Concession 1. O. Reg. 90/60, s. 6 (3) (115).

6. That part of the King's Highway known as No. 98 in the Township of Harwich in the County of Kent lying between a point situate 800 feet measured westerly from its intersection with the boundary line between lots 11 and 12 in Concession 1 and a point situate 2000 feet measured easterly from its intersection with the easterly limits of the road allowance between the townships of Raleigh and Harwich. O. Reg. 90/60, s. 6 (3) (114).

**PART 2**

(Reserved)

**PART 3**

1. That part of the King's Highway known as No. 98 in the County of Essex lying between a point situate 1000 feet measured easterly from its intersection with the easterly limits of the road allowance between the townships of Rochester and Maidstone and a point situate 1500 feet measured westerly from the westerly limits of the said road allowance. O. Reg. 90/60, s. 3 (2) (117).

2. Those parts of the King's Highway known as No. 98 in the Township of Tilbury West in the County of Essex described as follows:

(a) commencing at a point situate 2500 feet measured easterly from its intersection with the easterly limits of the road allowance between lots 6 and 7 in Concession 6 north and extending westerly therealong for a distance of 1000 feet more or less; and

(b) commencing at a point situate 1500 feet measured westerly from its intersection with the westerly limits of the road allowance between lots 6 and 7 in Concession 6 north and extending westerly therealong for a distance of 1000 feet more or less. O. Reg. 90/60, s. 3 (2) (116).

3. That part of the King's Highway known as No. 98 in the Township of Tilbury East in the County of Kent commencing at a point situate 1600 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Raleigh and Tilbury East and extending westerly therealong for a distance of 1200 feet more or less. O. Reg. 90/60, s. 3 (2) (115).

4. That part of the King's Highway known as No. 98 in the Township of Raleigh in the County of Kent commencing at a point situate 3000 feet measured easterly from its intersection with the easterly limits

of the road allowance between the townships of Raleigh and Tilbury East and extending westerly therealong for a distance of 1200 feet more or less. O. Reg. 90/60, s. 3 (2) (114).

5. That part of the King's Highway known as No. 98 in the Township of Raleigh in the County of Kent commencing at a point situate 800 feet measured easterly from its intersection with the boundary line between lots 9 and 10 in Concession 1 and extending westerly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 3 (2) (113).

6. That part of the King's Highway known as No. 98 in the Township of Raleigh in the County of Kent commencing at a point situate 3200 feet measured westerly from its intersection with the westerly limits of the road allowance between the townships of Harwich and Raleigh and extending westerly therealong for a distance of 2000 feet more or less. O. Reg. 90/60, s. 3 (2) (112).

7. That part of the King's Highway known as No. 98 in the Township of Harwich in the County of Kent commencing at a point situate 500 feet measured easterly from its intersection with the easterly limits of the road allowance between the townships of Harwich and Raleigh and extending easterly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 3 (2) (111).

8. That part of the King's Highway known as No. 98 in the Township of Harwich in the County of Kent lying between a point situate 700 feet measured easterly from its intersection with the boundary line between lots 11 and 12 in Concession 1 and a point situate 800 feet measured westerly from the said intersection. O. Reg. 90/60, s. 3 (2) (110).

#### PART 4

1. That part of the King's Highway known as No. 2 and 98 in the Township of Sandwich East in the County of Essex lying between a point situate 300 feet measured southerly from its intersection with a roadway known as E. C. Rowe Avenue and a point situate 500 feet measured southerly from its intersection with the easterly limits of a roadway known as Howard Avenue. O. Reg. 250/59, s. 2 (2) (33).

#### PART 5

1. That part of the King's Highway known as No. 2 and 98 in the Township of Sandwich East in the County of Essex lying between a point situate 100 feet measured northerly from its intersection with a roadway known as St. Paul Street and a point situate 300 feet measured southerly from its intersection with a roadway known as E. C. Rowe Avenue. O. Reg. 250/59, s. 1 (2) (10).

#### PART 6

(Reserved)

### HIGHWAY NO. 101

#### Schedule 53

##### PART 1

1. That part of the King's Highway known as No. 101 in the District of Cochrane lying between a point situate 1500 feet measured easterly from its intersection with the easterly limits of the railway right-of-way in the locality of Porcupine in the Township of Whitney and a point situate 1500 feet measured westerly from its intersection with the King's Highway known as No. 11 in the Township of Currie. O. Reg. 90/60, s. 6 (3) (71).

#### PART 2

1. That part of the King's Highway known as No. 101 in the Township of Tisdale in the District of Cochrane lying between a point situate 1500 feet measured easterly from its intersection with the easterly limits of a roadway known as Boundary Lane and the point at which it intersects the westerly limits of a roadway known as Irene Street. O. Reg. 90/60, s. 5 (9).

#### PART 3

1. That part of the King's Highway known as No. 101 in the Township of Tisdale in the District of Cochrane commencing at the point at which it intersects the easterly limits of a roadway known as Boundary Lane and extending easterly therealong for a distance of 1500 feet more or less. O. Reg. 90/60, s. 3 (2) (71).

2. That part of the King's Highway known as No. 101 in the locality of Porcupine in the Township of Whitney in the District of Cochrane lying between a point situate 530 feet measured easterly from its intersection with the easterly limits of a roadway known as Third Street and a point situate 1500 feet measured easterly from its intersection with the easterly limits of the railway right-of-way. O. Reg. 90/60, s. 3 (2) (71).

#### PART 4

1. That part of the King's Highway known as No. 101 in the Township of Mountjoy in the District of Cochrane lying between a point situate 300 feet measured westerly from its intersection with the westerly limits of a roadway known as Clifford Street and a point situate 600 feet measured westerly from its intersection with the westerly limits of a roadway known as Shirley Street. O. Reg. 250/59, s. 2 (2) (90).

2. That part of the King's Highway known as No. 101 in the Township of Tisdale in the District of Cochrane lying between the point at which it intersects the westerly limits of a roadway known as Irene Street and the point at which it intersects the easterly limits of a roadway known as Harold Avenue. O. Reg. 90/60, s. 2 (5) (99).

#### PART 5

(Reserved)

#### PART 6

1. That part of the King's Highway known as No. 101 in the Township of Mountjoy in the District of Cochrane lying between a point situate 25 feet measured westerly from the westerly extremity of the existing bridge structure over the Mattagami River and a point situate 300 feet measured westerly from its intersection with the westerly limits of a roadway known as Clifford Street. O. Reg. 250/59, s. 4 (15).

2. That part of the King's Highway known as No. 101 in the Township of Whitney in the District of Cochrane commencing at a point situate 170 feet measured easterly from its intersection with the easterly limits of a roadway known as Third Street and extending easterly therealong for a distance of 360 feet. O. Reg. 90/60, s. 4 (16).

### HIGHWAY NO. 103

#### Schedule 54

##### PART 1

1. That part of the King's Highway known as No. 103 lying between the point where it intersects

the northerly limits of the King's Highway known as No. 12 in the Township of Tay in the County of Simcoe and the point where it intersects the westerly limits of the King's Highway known as No. 69 in the Township of Medora in the District of Muskoka. O. Reg. 232/59, s. 5 (58).

PART 2

(Reserved)

PART 3

(Reserved)

PART 4

(Reserved)

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 108

Schedule 55

PART 1

(Reserved)

PART 2

(Reserved)

PART 3

(Reserved)

PART 4

1. That part of the King's Highway known as No. 108 within the Townsite of Elliot Lake in the District of Algoma commencing at a point on the centre line situate 1000 feet south of its intersection with a roadway known as Hillside Drive South and extending southerly therealong for a distance of 3000 feet more or less. O. Reg. 270/58, s. 2 (43).

2. That part of the King's Highway known as No. 108 within the Townsite of Elliot Lake in the District of Algoma commencing at a point on the centre line situate 750 feet north of its intersection with a roadway known as Lakeview Road and extending northerly therealong to a point situate 800 feet north of its intersection with a roadway known as Timber Road North. O. Reg. 270/58, s. 2 (44).

PART 5

(Reserved)

PART 6

1. That part of the King's Highway known as No. 108 within the Townsite of Elliot Lake in the District of Algoma commencing at a point on the centre line situate 1000 feet south of its intersection with a roadway known as Hillside Drive South and extending northerly therealong to a point situate 750 feet north of its intersection with a roadway known as Lakeview Road. O. Reg. 270/58, s. 4 (8).

HIGHWAY NO. 112

Schedule 56

PART 1

1. The King's Highway known as No. 112 in the District of Temiskaming. O. Reg. 90/60, s. 6 (3) (113).

PART 2

(Reserved)

PART 3

(Reserved)

PART 4

(Reserved)

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 115

Schedule 57

PART 1

1. That part of the King's Highway known as No. 115 in the County of Durham lying between the point at which it intersects the King's Highway known as No. 401 in the Township of Clarke and the point at which it intersects the King's Highway known as No. 28 in the Township of Cavan. O. Reg. 232/59, s. 5 (59).

PART 2

(Reserved)

PART 3

(Reserved)

PART 4

(Reserved)

PART 5

(Reserved)

PART 6

(Reserved)

HIGHWAY NO. 124

Schedule 58

PART 1

(Reserved)

PART 2

(Reserved)

PART 3

(Reserved)

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

1. That part of the King's Highway known as No. 124 in the Township of McKellar in the District of Parry Sound lying between the point at which it intersects the boundary line between lots 19 and 20 in Concession A and a point situate 500 feet measured northerly from its intersection with the boundary line between lots 21 and 22 in Concession A. O. Reg. 318/60, s. 2.

## HIGHWAY NO. 400

## Schedule 59

## PART 1

1. That part of the King's Highway known as No. 400 lying between its intersection with the King's Highway known as No. 401 in the Township of North York in the County of York and its intersection with the King's Highway known as No. 12 in the Township of Medonte in the County of Simcoe. O. Reg. 90/59, Sched. 2 (1).

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 401

## Schedule 60

## PART 1

1. That part of the King's Highway known as No. 401 lying between its intersection with the Ontario-Quebec boundary and a point in the northerly branch of the highway situate in the Township of Sandwich South in the County of Essex measured 1800 feet easterly therealong from its intersection with the King's Highway known as No. 3B and lying between the first intersection and a point in the southerly branch of the highway situate in the said Township of Sandwich South measured 1500 feet northeasterly therealong from its intersection with the King's Highway known as No. 3. O. Reg. 90/59, Sched. 2 (3).

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 402

## Schedule 61

## PART 1

1. That part of the King's Highway known as No. 402 in the Township of Sarnia in the County of Lambton lying between the point at which it intersects the westerly limits of the King's Highway known as No. 7 and a point situate 300 feet measured easterly from its intersection with the easterly limits of the bridge over the St. Clair River. O. Reg. 144/60, s. 6 (189).

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

## HIGHWAY NO. 526

## Schedule 62

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

1. The King's Highway known as No. 526 in the District of Parry Sound. O. Reg. 90/60, s. 2 (5) (103).

## PART 5

(Reserved)

## PART 6

(Reserved)



**HIGHWAY NO. 541****Schedule 63****PART 1**

(Reserved)

**PART 2**

(Reserved)

**PART 3**

(Reserved)

**PART 4**

1. That part of the King's Highway known as No. 541 in the Township of Garson-Neelon in the District of Sudbury commencing at a point on the centre line of the said highway situate 750 feet west of its intersection with a roadway known as Margaret Street and extending westerly therealong to a point situate 200 feet west of its intersection with a roadway known as Metcalfe Avenue. O. Reg. 270/58, s. 2 (38).

**PART 5**

1. That part of the King's Highway known as No. 541 in the Township of Garson-Neelon in the District of Sudbury commencing at a point on the centre line of the said highway situate 100 feet east from its intersection with a roadway known as Church Street, and extending westerly along the said highway to a point situate 750 feet west of its intersection with a roadway known as Margaret Street. O. Reg. 270/58, s. 1 (12).

**PART 6**

(Reserved)

**HIGHWAY NO. 544****Schedule 64****PART 1**

(Reserved)

**PART 2**

(Reserved)

**PART 3**

1. That part of the King's Highway known as No. 544 in the Township of Rayside in the District of Sudbury commencing at a point situate 750 feet west of its intersection with a roadway known as Paquette Street and extending westerly to a point situate 2250 feet west of its intersection with a roadway known as Monte Principale Street. O. Reg. 270/58, s. 3 (20).

**PART 4**

1. That part of the King's Highway known as No. 544 in the Township of Rayside in the District of Sudbury commencing at a point situate 650 feet east of its intersection with a roadway known as Louis Street and extending westerly to a point situate 750 feet west of its intersection with a roadway known as Paquette Street. O. Reg. 270/58, s. 2 (46).

**PART 5**

(Reserved)

**PART 6**

(Reserved)

**HIGHWAY NO. 550****Schedule 65****PART 1**

(Reserved)

**PART 2**

(Reserved)

**PART 3**

(Reserved)

**PART 4**

1. That part of the King's Highway known as No. 550 in the Township of Prince in the District of Algoma situate within Section 31 and the westerly half of Section 32. O. Reg. 289/58, s. 2 (52).

**PART 5**

(Reserved)

**PART 6**

(Reserved)

**HIGHWAY NO. 569****Schedule 66****PART 1**

(Reserved)

**PART 2**

(Reserved)

**PART 3**

(Reserved)

**PART 4**

(Reserved)

**PART 5**

(Reserved)

**PART 6**

1. That part of the King's Highway known as No. 569 in the Township of Ingram in the District of Temiskaming commencing at a point situate 400 feet measured easterly from its intersection with the westerly limits of the bridge abutment over the Blanche River and extending westerly therealong for a distance of 1600 feet more or less. O. Reg. 144/60, s. 4 (19).

**HIGHWAY—QUEEN ELIZABETH WAY****Schedule 67****PART 1**

1. That part of the King's Highway known as the Queen Elizabeth Way situate in the Municipality of Metropolitan Toronto lying between a point situate 1000 feet measured westerly therealong from the centre line of the bridge over the Humber River and a point situate 1300 feet measured easterly therealong from its intersection with the King's Highway known as No. 27. O. Reg. 90/59, Sched. 2 (4).

## PART 2

1. That part of the King's Highway known as the Queen Elizabeth Way lying between its intersection with the King's Highway known as No. 27 in the Municipality of Metropolitan Toronto and a point situate 1000 feet measured westerly therealong from its intersection with the westerly limits of a roadway known as Ontario Street in the Township of Louth in the County of Lincoln excepting therefrom that part of the Queen Elizabeth Way known as the Stoney Creek Traffic Circle in the Township of Saltfleet in the County of Wentworth more particularly described in Part 6 (3) and Part 4 (2) of Schedule 67. O. Reg. 90/59, Sched. 1 (1).

2. That part of the King's Highway known as the Queen Elizabeth Way lying between a point east of the Homer Bridge in the Township of Grantham in the County of Lincoln and situate 300 feet measured easterly therealong from the intersection of the said highway with the King's Highway known as No. 8 and its intersection with the westerly limits of the Town of Fort Erie, excepting therefrom that branch of the Queen Elizabeth Way known as the Niagara Falls Extension. O. Reg. 90/59, Sched. 1 (1).

## PART 3

(Reserved)

## PART 4

1. That part of the King's Highway known as The Queen Elizabeth Way, Niagara Falls Extension, in the County of Welland lying between a point situate 300 feet measured westerly from its intersection with the westerly limits of a roadway known as MacDonald Avenue in the City of Niagara Falls and a point situate 300 feet measured westerly from its intersection with the westerly limits of a roadway known as Stanley Street in the Township of Stamford. O. Reg. 144/60, s. 2 (154).

2. The northerly half of that part of the King's Highway known as the Queen Elizabeth Way in the Township of Saltfleet in the County of Wentworth lying between a point measured 2000 feet westerly therealong from the westerly limit of the road allowance between lots 24 and 25 in Concession 1 and a point measured 1000 feet westerly therealong from the westerly limits of the road allowance; and the southerly half of that part of the King's Highway known as the Queen Elizabeth Way in the Township of Saltfleet in the County of Wentworth lying between a point measured 400 feet westerly therealong from the lot line between lots 27 and 28 in the Broken Front Concession and a point measured 600 feet easterly therealong from the same lot line. O. Reg. 202/57, s. 2 (7).

## PART 5

(Reserved)

## PART 6

1. That part of the King's Highway known as the Queen Elizabeth Way, Niagara Falls Extension, in the City of Niagara Falls in the County of Welland lying between the point at which it intersects the westerly entrance to the Rainbow Bridge and a point situate 300 feet measured westerly from its intersection with the westerly limits of a roadway known as MacDonald Avenue. O. Reg. 144/60, s. 4 (20).

2. That part of the King's Highway known as the Queen Elizabeth Way in the Township of Grantham in the County of Lincoln lying between a point west of the Homer Bridge and situate 900 feet measured westerly therealong from the intersection of the said highway with the King's Highway known as No. 8 and a point east of the Homer Bridge and situate

300 feet measured easterly therealong from the intersection of the said highway with the King's Highway known as No. 8. O. Reg. 91/59, s. 1 (11).

3. That part of the King's Highway known as the Queen Elizabeth Way in the Township of Saltfleet in the County of Wentworth lying between a point measured 2000 feet westerly therealong from the westerly limit of the road allowance between lots 24 and 25 in Concession 1 and a point measured 750 feet easterly therealong from the lot line between lots 27 and 28 in the Broken Front Concession. O. Reg. 202/57, s. 1 (1).

## HIGHWAY—AIRPORT ROAD

## Schedule 68

## PART 1

(Reserved)

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

1. That part of the King's Highway known as the Airport Road in the Township of Widdifield in the District of Nipissing lying between the point where it intersects the King's Highway known as No. 11 and the point where it intersects the boundary line between lots 16 and 17 in Concession A. O. Reg. 232/59, s. 2 (2) (64).

## PART 5

(Reserved)

## PART 6

(Reserved).

## HIGHWAY—THE QUEENSWAY

## Schedule 69

## PART 1

1. That part of the King's Highway known as the Queensway in the Township of Gloucester in the County of Carleton lying between a point situate 120 feet measured easterly from its intersection with the centre line of a roadway known as St. Laurent Boulevard and the point at which it intersects the southerly limits of the King's Highway known as No. 17. O. Reg. 311/60, s. 4 (3).

## PART 2

(Reserved)

## PART 3

(Reserved)

## PART 4

(Reserved)

## PART 5

(Reserved)

## PART 6

(Reserved)

**Regulation 233**

under The Highway Traffic Act

**SPEED LIMITS IN PROVINCIAL PARKS**

1. No person shall drive a motor vehicle at a greater rate of speed than 25 miles per hour upon that part of a highway, other than the King's Highway, lying within an area set apart as a provincial park under *The Provincial Parks Act*. O. Reg. 151/59, s. 1.

## Regulation 234

under The Highway Traffic Act

### SPEED LIMITS ON BRIDGES

1. No person shall drive a motor vehicle at a greater rate of speed than 15 miles an hour upon the bridge or structure carrying the King's Highway known as No. 2 over the Grand River in the Town of Paris in the County of Brant. O. Reg. 251/60, s. 1.

2. No person shall drive a motor vehicle at a greater rate of speed than 15 miles an hour upon the Prince Edward Bridge carrying the King's Highway known as No. 14 over the Bay of Quinte in the Township of Ameliasburg in the County of Prince Edward. O. Reg. 291/60, s. 1.



Regulation 235

under The Highway Traffic Act

UNSATISFIED JUDGMENT FUND

1. The Unsatisfied Judgment Fund fee referred to in clause a of subsection 2 of section 128 of the Act is \$1. O. Reg. 342/52, s. 1.

2. The affidavit of a judgment creditor under subsection 1 of section 129 of the Act shall be in Form 1. O. Reg. 190/58, s. 1.

3. A person indebted to the Unsatisfied Judgment Fund may apply in Form 2 for the restoration of his driver's licence or owner's permit, or both, where he makes a proposal to make repayment to the Fund in monthly instalments. O. Reg. 235/55, s. 1; O. Reg. 20/59, s. 1.

4. The Minister may appoint a committee to consider applications and proposals. O. Reg. 235/55, s. 2.

5. The committee shall not approve a proposal unless the amount of the proposed monthly payments is, in the opinion of the committee, reasonable having regard to the income and worth of the applicant and all other relevant circumstances. O. Reg. 73/60, s. 1.

6. The Minister may accept a proposal and restore the licence or permit or both where,

(a) the committee has approved the proposal; and

(b) the applicant has given proof of financial responsibility as required by Part XII of the Act. O. Reg. 235/55, s. 4.

7.—(1) The committee may, at any time after the acceptance of a proposal and the restoration of the applicant's licence or permit or both in accordance with section 6, and after the indebted person has had an opportunity to be heard, reconsider a proposal, having regard to any change in the income and worth of the indebted person and to any change in other relevant circumstances, and may recommend to the Minister that the amount of the instalment payments be increased or decreased and the amount thereof.

(2) Where the Minister accepts a recommendation of the committee given under subsection 1, the indebted person shall commence paying the instalments in the amount recommended with the first instalment coming due after thirty-one days after notice of the increase or decrease has been given to the indebted person. O. Reg. 73/60, s. 2.

8. All instalment payments made under this Regulation shall be made by certified cheque or money order payable to the Treasurer of Ontario and shall be received in the office of the Registrar of Motor Vehicles, Parliament Buildings, Toronto, not later than the 5th day of the month for which it is paid. O. Reg. 235/55, s. 5.

Form 1

*The Highway Traffic Act*

PROVINCE OF ONTARIO

THE UNSATISFIED JUDGMENT FUND

(Affidavit and Application for Payment)

IN THE MATTER OF an Application under Part XIII of *The Highway Traffic Act* in an action in

State  
Court

BETWEEN:

Plaintiff,

—and—

Defendant,

I,....., of the  
.....of.....in the..... of  
.....,....., make oath and say,  
(occupation)

1. I am.....the judgment creditor in the said action.

2. By a judgment given in the said action by  
..... at.....  
(name of judge) (place of judgment)

on....., 19..., I was awarded the  
(date)

sum of.....

and costs which have been taxed on the party and party scale at.....

Where  
costs were  
fixed by  
the trial  
judge, so  
state

3. The said judgment has become final by expiry without appeal of the time allowed for appeal (or by affirmation on appeal).

4. Of the total judgment the sum of.....  
.....  
was awarded in respect of damage to property.

5. In respect of the said judgment the sum of  
.....  
has been recovered.

Explain

6. I am satisfied that the said judgment

debtor(s)

.....is (are) not now able to satisfy the judgment or any substantial part of it.

State  
reasons

7. The accident in respect of which the

action is brought occurred.....  
(describe location)

on the.....day of....., 19..., at  
(date)

approximately.....o'clock...m.  
(time of day)

8. I known of no other claim being made against (any of) the judgment debtor(s) in respect of the accident in question.

Where  
such is not  
the case  
give full  
particulars

9. I have resided in Ontario for....years at

Give  
locations;  
otherwise  
so state,  
giving full  
particulars

10. The said action was brought against all persons against whom I might reasonably be considered as having a cause of action in respect of the damages in question and was prosecuted against every such person to judgment or dismissal.

State all  
relevant  
particulars

11. I am satisfied that the said judgment

debtor(s)

.....is (are) not insured with a policy of insurance that would cover any part of the judgment because

Give  
reasons

12. I was (or am entitled to be) paid a portion of my loss under a policy of insurance as follows:

Explain  
fully

13. My application for payment out of the Unsatisfied Judgment Fund is not made by or on behalf of an insurer in respect of any amount paid or payable by the insurer by

reason of the existence of a policy of automobile insurance within the meaning of *The Insurance Act*,

And no part of the amount sought to be paid out of the Fund is sought in lieu of making a claim or receiving a payment which is payable by reason of the existence of a policy of automobile insurance within the meaning of *The Insurance Act*,

And no part of the amount so sought for payment to an insurer in respect of any amount paid or payable by an insurer by reason of the existence of a policy of automobile insurance within a the meaning of *The Insurance Act*.

14. The action was defended by.....  
(State lawyer's

Strike out  
the in-  
appropri-  
ate  
alternative

name or as the case may be)

acting for the defendant(s) and there was no default at any state of the action.

OR

14. Because of default on the part of the defendant in

State  
nature of  
default

notice was given the Minister of Transport pursuant to section 130 of *The Highway Traffic Act* and the Minister defended the action on behalf and in the name of the defendant.

Where the  
Minister  
did not  
defend  
following  
notice  
describe  
what  
occurred

15. The action proceeded to trial and the judgment is not the result of a consent, agreement or settlement.

OR

15. The judgment was taken by consent of the defendant(s) after notice had been duly given to the Minister of Transport.

OR

15. The judgment was taken by consent of the Minister of Transport who defended the action on behalf and in the name of the defendant(s)

.....pursuant to section 130 of *The Highway Traffic Act*.

16. Annexed hereto and,

(a) marked Exhibit A is the Original Judgment above referred to;

(b) marked Exhibit B is the Certificate of the Taxing Officer with respect to the Party and Party costs as taxed pursuant to the said Judgment;







12. GIVE PARTICULARS OF APPLICANT'S OWNERSHIP OR INTEREST IN ANY PROPERTY, REAL OR OTHERWISE, INCLUDING MOTOR VEHICLES, NOT INCLUDED IN ITEM 11, AS FOLLOWS:

Type of property	Location of property	Value of property	Amount of mortgages or liens against property

13. WHERE APPLICANT PAYS RENT FOR LIVING ACCOMMODATION, STATE AMOUNT:  
\$.....

14. GIVE PARTICULARS OF ANY PROPERTY, REAL OR OTHERWISE, INCLUDING MOTOR VEHICLES, SECURITIES, BONDS, INVESTMENTS, BANK ACCOUNTS OR HOLDINGS OWNED BY OTHER MEMBERS OF THE FAMILY RESIDING IN THE SAME RESIDENCE AS APPLICANT, AS FOLLOWS:

Name	Relationship	Description of Property	Estimated Value

15. GIVE PARTICULARS OF LOANS AND DEBTS OWING BY APPLICANT OTHER THAN TO UNSATISFIED JUDGMENT FUND, AS FOLLOWS:

Name of person to whom loan or debt owing	Address	Amount Owing	Terms of Repayment

16. REASONS, IF ANY, WHY A DRIVER'S LICENCE IS REQUIRED AT THE PRESENT TIME:

PROPOSAL FOR PAYMENT

17. I hereby agree to make the following instalment payments by certified cheque or money order payable to the Treasurer of Ontario, and to ensure that each instalment is received by the Registrar of Motor Vehicles, Parliament Buildings, Toronto, Ontario, not later than the 5th day of each month:

.....  
.....

Dated at ..... this ..... of ....., 19...

.....  
(signature of applicant)

AFFIDAVIT

Province of Ontario  
County of .....

|  
IN THE MATTER OF *The Highway Traffic Act*

To WIT:

I, ..... of the .....  
of ..... in the County of .....  
..... make oath and say:

- 1. I am the applicant herein and have personal knowledge of the matters herein deposed to.
- 2. The information given by me in the attached application is true.

Sworn before me at the .....  
in the County of .....  
this..... day of ....., 19...  
A Commissioner, etc.

TO WHOM IT MAY CONCERN:

This is your authority to furnish to the Minister of Transport or any official of the Department of Transport acting on his behalf, any information concerning my character, habits, ability, financial responsibility, or any other information that he deems necessary for the purpose of considering the attached application, and I hereby release any person from any liability for damages on account of the furnishing of such information.

..... Witness	..... (signature of applicant)
..... (date)	..... (date)

## Regulation 236

### under The Homemakers and Nurses Services Act

#### GENERAL

##### HOMEMAKING AND NURSING SERVICES

#### 1. In this Regulation,

- (a) "homemaking services" means housekeeping services and includes,
  - (i) the care of a child or children,
  - (ii) meal planning, marketing and the preparation of nourishing meals, and the preparation of special diets where required,
  - (iii) light housekeeping duties, exclusive of heavy or seasonal cleaning,
  - (iv) light laundry, ironing and essential mending of clothing,
  - (v) personal care, including assistance in walking, climbing or descending stairs, getting into or out of bed, eating, dressing, bathing and other matters of personal hygiene, and
  - (vi) simple bedside care, where required, under the direction of a physician or nurse, but not including nursing services;
- (b) "nursing services" means the services that are customarily provided by a registered nurse on a visitation basis. O. Reg. 220/58, ss. 1, 2.

##### QUALIFICATIONS OF HOMEMAKERS AND NURSES

#### 2. A homemaker shall be,

- (a) the holder of a homemaker's certificate under this Regulation or, in the opinion of the municipal welfare administrator, the regional welfare administrator or the Director, qualified to perform homemaking services;
- (b) medically examined annually and certified by a physician as being in good health and physically fit for her duties;
- (c) mature, reliable and responsible;
- (d) sympathetic to the welfare of children and families and to those who are elderly, handicapped, ill or convalescent;
- (e) of suitable age, health and personality to carry out the duties of a homemaker; and
- (f) a person with experience and knowledge sufficient to meet the needs of the persons and families for whom she acts as a homemaker and with the ability to cope with their problems. O. Reg. 220/58, s. 3.

#### 3. A nurse shall be registered under *The Nurses Registration Act*. O. Reg. 220/58, s. 4.

##### COURSES OF INSTRUCTION FOR HOMEMAKERS

#### 4.—(1) An application for a course of instruction for homemakers shall be made to the Director.

#### (2) The application shall be accompanied by,

- (a) the certificate of a physician certifying that the applicant is in good health and physically fit to undertake the duties of a homemaker;
- (b) a statement of a municipal welfare administrator certifying that the municipality that he represents sponsors the applicant and intends to employ her upon satisfactory completion of the course of instruction; and
- (c) an undertaking by the applicant to accept employment as a homemaker in Ontario with the sponsoring municipality for a period of at least one year. O. Reg. 220/58, s. 5.

#### 5. A course of instruction shall include instruction in,

- (a) child care, including the specialized care of infants and young children;
- (b) hygiene, personal services and simple bedside care for elderly, handicapped, ill or convalescent persons;
- (c) home economics, including nutrition, marketing, purchasing and budgeting;
- (d) meal planning and preparation, including the preparation of special diets;
- (e) laundering, ironing and the care and mending of clothing;
- (f) general household duties and management; and
- (g) other related skills. O. Reg. 220/58, s. 6.

#### 6. Where a person satisfactorily completes the course of instruction, the Director shall issue to her a homemaker's certificate. O. Reg. 220/58, s. 7.

##### REIMBURSEMENT BY ONTARIO

#### 7.—(1) The maximum financial circumstances of applicants for or recipients of services to which the Province may contribute to the cost are,

- (a) liquid assets of the applicant or recipient and his spouse of \$1,000 plus \$200 in respect of each dependant; and
- (b) income of the applicant or recipient and his spouse less living expenses, that does not permit him to pay in full the cost of the services.

#### (2) For the purposes of subsection 1,

- (a) "liquid assets" means cash, bonds, debentures, stocks and any other assets that can be readily converted into cash, and includes the beneficial interest in assets held in trust and available to be used for living expenses but does not include a debt owing on the security of a mortgage or the cash surrender value of an insurance policy;
- (b) "living expenses" includes the expenses for shelter, utilities, fuel, food, special diets

where required, clothing, life insurance, medical expenses directly related to the circumstances by reason of which the services are required, sundries and household maintenance. O. Reg. 220/58, s. 8.

8. Where a municipality pays in whole or in part the fees for the services of a homemaker for a person whose financial circumstances as determined by this Regulation do not permit him to pay in full the fees for such services, the Province shall reimburse the municipality,

- (a) for services furnished for an eight-hour period for one applicant between 7 a.m. and 7 p.m., 50 per cent of the amount so paid or \$4 a day, whichever is the lesser; and
- (b) for services furnished by the hour for one applicant, 50 per cent of the amount so paid for a period not exceeding eight hours in one day, or 50 cents an hour up to \$4 in one day, whichever is the lesser. O. Reg. 220/58, s. 9.

9. Where a municipality pays in whole or in part the fees for the services of a nurse, the Province shall reimburse the municipality 50 per cent of the amount so paid for each visit by the nurse or \$1.25 a visit, whichever is the lesser. O. Reg. 220/58, s. 10.

FORMS

10.—(1) An application for the services of a homemaker or nurse under the Act shall be in Form 1.

(2) A statement of account under clause a of subsection 1 of section 11 shall be in Form 2.

(3) Each application in Form 1 shall be accompanied by a consent to inspect assets in Form 3, and, where the application in Form 1 is made in respect of the services of a nurse, it shall also be accompanied by the certificate of a physician in Form 4. O. Reg. 220/58, s. 11.

ACCOUNTS OF MUNICIPALITIES

11.—(1) Where in any month a municipality pays fees for the services of homemakers or nurses for persons whose financial circumstances as determined by this Regulation do not permit them to pay in full the fees for such services, the municipal welfare administrator shall,

- (a) complete a statement of account for that month in Form 2 and shall send it to the Director before the 20th day of the month next following; and
- (b) complete a statement of the fees paid by the municipality for each recipient and the amount paid by the recipient during that month and retain the statement in his files.

(2) The Director may,

- (a) require the municipal welfare administrator or an employee of the municipality that the administrator represents to furnish him with such information as to the contents of Form 2 as he deems necessary; and
- (b) direct an inspection and audit of municipal books, accounts and vouchers relating to the statement of account. O. Reg. 220/58, s. 12.

Form 1

The Homemakers and Nurses Services Act

APPLICATION FOR THE SERVICES OF

- ☐ A Homemaker
- ☐ A Nurse

To the Welfare Administrator of the ..... of .....  
I apply for the services of ..... under *The Homemakers and Nurses Services Act* and in support of my application I make the following statements:

1. Name

(surname)

(given names)

Address .....  
(Number) (Street or R.R.) (City, Town, Post Office or Township) (County)

2. Marital status:

	Date	Place		Date	Place
<input type="checkbox"/> Single			<input type="checkbox"/> Separated		
<input type="checkbox"/> Married			<input type="checkbox"/> Deserted		
<input type="checkbox"/> Widowed			<input type="checkbox"/> Divorced		



3. Personal and family data:  
Applicant and dependent members of family living together

Given names (surname if different from applicant)	Sex M/F	Birthdate D. M. Y.	Age	Birthplace	Relationship to applicant	Health (good, fair, poor)
Applicant						
Spouse						

4. i. Members of family not living with applicant:

Relationship	Full Name	Address	Contribution

ii. Where application for services is being made by reason of the temporary absence of the mother owing to hospitalization or other institutional care, state name and address of hospital or institution:.....  
.....  
State reason for the admission of the mother to hospital or institution:.....  
.....  
State probable length of stay in hospital or institution:.....  
.....

5. State in detail reasons that the services of a homemaker or nurse are required:

.....

6. Check if in receipt of:  
☐ Unemployment Relief; ☐ O.A.S.; ☐ O.A.A.; ☐ D.P.A.; ☐ B.P.A.; ☐ M.A.;  
☐ Family Allowances; ☐ Other (specify):.....; ☐ No Public Assistance.

7. Residence during last five years:

7. Residence during last five years:			From			To		
Address	Municipality or Post Office	Prov.	Day	Month	Year	Day	Month	Year

8. Living conditions and expenses:

Describe type of residence or living accommodation:	Number of rooms occupied:

Monthly Living Expenses (for family, where applicable)

Cost of	Amount	Cost of	Amount
Rent, or taxes on occupied property		Food	
Mortgage interest on occupied property		Fuel	
Fire insurance on occupied property		Life insurance	
Room rental and board		Special medical expenses	
Utilities: electricity, water, gas, telephone		Other (specify).....	

9. Check whether applicant is able to contribute to the cost of the services applied for:

☐ Yes ☐ No  
If "yes", state estimated amount:.....per day;.....per week.

10. i. Employment (including full or part-time earnings of all members of the family)

			Earnings (State—weekly or monthly)
Employee	Employer	Type of Work and Hours Employed	

ii. Unemployment Insurance No.: .....

Are U. I. benefits now being paid? ☐ Yes; ☐ No. Amount:.....per week.

iii. Is there any other income? ☐ Yes ☐ No. Specify source and weekly or monthly amount. (List all income from rentals, roomers and boarders, business ventures, farming, estates, annuities, pension plans, superannuation schemes, insurance benefits, mortgages receivable or agreements for sale, maintenance agreement, contributions, etc.):

Description of Income	Received by:	Amount	
		Week	Month

11. i. ASSETS:

Type of Asset	Yes	No	Description	Owned by:	Value
Cash on hand					
Bank or savings accounts					
Bonds, Debentures, Stocks					
Safety deposit box					
Mortgages receivable					
Loans, Notes, Accounts collectable					
Money in trust					
Interest in business					
Automobile or truck					
Other (specify)					

ii. Real Property (details of real estate owned by members of household)

Description	Owner	Assessed Value	Incumbrances	Annual Taxes	Total Arrears of	
					Taxes	Interest

12. DEBTS

Owing to Whom?	Details	Amount

13. NARRATIVE—Health and Welfare circumstances; particular family or individual problems and needs; future plans; contact with other agencies, etc.:

Date....., 19....

(signature of applicant)

TO BE COMPLETED BY MUNICIPAL OR PROVINCIAL WELFARE ADMINISTRATOR

14. Type of service provided:    ☐ Homemaker;    ☐ Nurse.

Service rendered by:

☐ Private Organization—Name and Address:.....

☐ Municipal Staff—Name of Staff Member:.....

☐ Other—Specify:.....

15. RATES:

	Per Visit	Per Day (8 Hours)	Per Hour
Homemaker			
Nurse			
Amount paid by Applicant			
Amount paid by Municipality			

Date....., 19....

(signature of municipal or provincial welfare administrator)

Approved by:.....

(signature of provincial authority)

## Form 2

*The Homemakers and Nurses Services Act*

## STATEMENT OF ACCOUNT

Account for the month of....., 19.....

## HOMEMAKERS SERVICES

### Family Cases

2.	i. Family Cases	Male	Female	Total
----	-----------------	------	--------	-------

## Adults

## Children

### Total Persons in Families

## ii. Single Cases

iii. Total Persons Served

3. i. Services furnished by day (8-hour periods):

Number of days.....@.....per day—\$——

Number of days.....@.....per day—\$——

Number of days.....@.....per day—\$——

Sub-total.....\$

ii. Services furnished by the hour:

Number of hours.....@.....per hour—\$ .....

Number of hours.....@.....per hour—\$.....

Number of hours.....@.....per hour—\$.....

Sub-total.....\$

iii. Total cost of Homemakers Services.....	\$
---	----



NURSES SERVICES

4. Total Cases Served:.....  
Male.....  
Female.....

5. Visits to:	Male	Female	Total
Adults			
Children			
Total Visits Made			

6. Number of visits.....@.....per visit—\$.....  
Number of visits.....@.....per visit—\$.....  
Number of visits.....@.....per visit—\$.....  
Total.....—\$.....

7. i. Total cost of Nurses Services.....\$  
ii. Deduct total amount contributed by persons served.....\$  
iii. Total cost to municipality.....\$

8. Total cost to municipality for Homemakers and Nurses Services (add 3(v) and 7(iii)).....\$

This statement is true and correct and the amounts shown have been disbursed and no amount is included that is not in accordance with *The Homemakers and Nurses Services Act*, and the regulations made thereunder.

Welfare Administrator: .....  
Post Office Address: .....  
Treasurer: .....  
Post Office Address: .....  
Auditor: .....

Form 3

The Homemakers and Nurses Services Act

CONSENT TO INSPECT ASSETS

I,....., an applicant for services under  
*The Homemakers and Nurses Services Act*, and I,.....  
(complete only where applicable)  
spouse of the above applicant, consent that:

- 1. Any investigator under the Act inspect and have access to any account held by me alone or jointly, in any bank, trust company or other financial institution or to any assets held in trust for me by any person, or any records relating to any of them.
- 2. Any investigator under the Act secure information in respect of any life or accident insurance policy on my late spouse,.....  
(complete only where applicable)

Dated at....., this.....day of....., 19....  
.....  
(signature of applicant)  
.....  
(Witness).....  
.....  
(address)

Dated at....., this.....day of....., 19....  
.....  
(signature of spouse where applicable)  
.....  
(Witness).....  
.....  
(address, if different)

O. Reg. 220/58, Form 3.

Form 4

The Homemakers and Nurses Services Act

MEDICAL CERTIFICATE

(To be completed by the attending physician where application is being made for the services of a registered nurse in the home of a person who is elderly, handicapped, ill or convalescent.)

- 1. In my opinion, .....  
(Print name of applicant)  
.....  
(address of applicant)

requires the services of a registered nurse on a visitation basis in his/her home in order:

- (check) ☐ to enable him/her to remain at home;
- ☐ to make possible his/her return home from the hospital or other institution named below:  
Name of Hospital or Institution: .....  
Address: .....

- 2. i. Type of nursing services required or recommended: .....  
.....
- ii. Visits recommended: ☐ Daily; ☐.....per week; ☐.....per month.  
(number) (number)
- iii. For a period of: .....weeks; .....months; ☐ indefinite.

- 3. Physician's name in block letters: .....  
Address of physician: .....  
Date: ..... 19....  
(signature of physician)

O. Reg. 220/58, Form 4.

## Regulation 237

### under The Homes for the Aged Act

#### GENERAL

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "board" means the board of management of a home established under section 4 of the Act;
- (b) "home" includes a joint home;
- (c) "municipal authority" means a person appointed for the purposes of section 27 by the council of a municipality or by the board of a home established under section 4 of the Act;
- (d) "provincial authority" means a District Welfare Supervisor or District Welfare Administrator of the Department of Public Welfare and includes a field worker or other employee of the Department of Public Welfare designated to act as a provincial authority by the Minister. O. Reg. 168/55, s. 1.

##### QUALIFICATIONS OF SUPERINTENDENT

#### 2. A superintendent shall, at the time of appointment,

- (a) be in good health;
- (b) be experienced in administration;
- (c) have a specialized knowledge of and adequate experience in modern methods of superintending a home;
- (d) have a sympathetic understanding of problems pertaining to a home, and a suitable personality for the position; and
- (e) have the ability to retain the confidence of the staff and to direct it efficiently. O. Reg. 168/55, s. 2.

##### QUALIFICATIONS OF STAFF MEMBERS

3.—(1) Where a home provides separate quarters for residents confined to bed, the nurse of the home shall be registered under *The Nurses Registration Act*.

(2) Persons employed on the staff of a home shall be qualified to perform their respective duties in the home. O. Reg. 168/55, s. 3.

##### MEDICAL EXAMINATIONS FOR SUPERINTENDENTS AND STAFFS

4.—(1) No council of a municipality and no board shall appoint a superintendent or a member of the staff of a home until the person so appointed has obtained from a legally qualified medical practitioner a certificate certifying that he is,

- (a) free from communicable or contagious disease; and
- (b) physically fit to undertake his duties in the home.

(2) At least once a year the superintendent and each member of the staff of a home shall obtain a medical

examination by the physician for the home or other legally qualified medical practitioner. O. Reg. 168/55, s. 4.

##### POWERS AND DUTIES OF SUPERINTENDENTS

#### 5. A superintendent,

- (a) is responsible to the council of the municipality or to the board, as the case may be, for,
  - (i) the proper performance of his duties under the Act and this Regulation,
  - (ii) the efficient management and operation of the home, and
  - (iii) keeping the records, completing the forms and making the returns required by the Act and this Regulation;
- (b) shall admit persons to the home in accordance with section 13 of the Act and with this Regulation;
- (c) shall ensure that each applicant is interviewed upon admission to the home and that a written record is kept of any relevant information disclosed by the applicant;
- (d) shall ensure that a written record is kept of the clothing, valuables and other personal effects brought by the applicant to the home upon admission or acquired by him from time to time after admission;
- (e) shall ensure that the forms required under the Act and this Regulation in respect of the admission are properly completed and that a written record is kept of illnesses, transfers, discharges and deaths of residents;
- (f) is responsible for the receipt from, and the disbursement to, residents of moneys held for residents in the trust account established under section 31 and for keeping a written record of all those receipts and disbursements;
- (g) shall organize a continuing programme of useful activities designed to stimulate the interests of residents, including handicrafts, recreation and entertainment;
- (h) shall encourage the participation of volunteer groups and individuals from the community in the programme of useful activities for residents;
- (i) shall allocate proper accommodation to residents, taking into consideration their sex, the type of care needed and their personal habits;
- (j) shall purchase provisions for the home;
- (k) shall ensure that residents are given sufficient food of good quality and adequate nutritional value;
- (l) shall ensure that a separate written record is kept of special diets for residents prescribed by the physician to the home under subsection 3 of section 19;
- (m) shall ensure that an adequate supply of appropriate books, periodicals and newspapers is available for residents at all times;

- (n) shall ensure that there are adequate opportunities in the home for residents to participate regularly in religious services;
- (o) shall certify all bills and accounts of the home;
- (p) shall hear any grievance of any resident and correct it if deemed necessary; and
- (q) shall ensure that adequate supervision is provided at all times for the security and protection of the home and residents. O. Reg. 168/55, s. 5; O. Reg. 148/58, s. 1.

#### RULES GOVERNING HOMES

6. Residents of a home shall be under the general supervision of the superintendent. O. Reg. 168/55, s. 6.

7.—(1) No resident shall leave a home at any time without the permission of the superintendent.

(2) Residents may smoke only in the areas designated by the superintendent and suitable fire-resistant receptacles shall be provided in the areas.

(3) A resident may sell any article he makes and retain the proceeds thereof in accordance with a policy to be determined by the council of the municipality for the board operating the home. O. Reg. 168/55, s. 7.

8. No resident shall have any liquor as defined in *The Liquor Control Act* in his possession or under his control in the home except upon the written direction given to the superintendent by the physician for the home. O. Reg. 168/55, s. 8.

#### FIRE PROTECTION AND FIRE DUTIES

9. The superintendent of a home shall,

- (a) eliminate fire-hazards in the home;
- (b) have fire-extinguishers, hose and stand-pipe equipment inspected at least once a month;
- (c) have the fire-alarm system inspected and tested at least once every two weeks;
- (d) have the heating equipment and chimneys inspected at least once every six months to ensure that they are in good repair and safe;
- (e) keep a written record of inspections and tests of the fire equipment, the fire-alarm system, the heating system and chimneys;
- (f) ensure that the staff, and residents who are capable, know the method of sounding the fire-alarm;
- (g) ensure that the staff is trained in the proper use of the fire-extinguishing equipment;
- (h) establish a procedure to be followed when a fire-alarm is given, including the duties of the staff and residents;
- (i) instruct the staff and residents in the procedure established under clause h, and post the procedure in conspicuous places in the home;
- (j) hold a fire drill for his staff at least once a month;
- (k) where matches are issued to residents, issue only safety matches; and
- (l) have an inspection of the building made each night to ensure that there is no danger of fire, and that the doors in stairwells and smoke barriers are closed. O. Reg. 168/55, s. 9.

#### FORMS AND RECORDS

10. An authorization under clause e of section 13 of the Act shall be in Form 1. O. Reg. 168/55, s. 10.

11. An application under clause f of section 13 of the Act shall be in Form 2. O. Reg. 168/55, s. 11.

12. An application in Form 2 shall be accompanied by a consent to inspect assets under clause g of section 13 of the Act in Form 3. O. Reg. 168/55, s. 12.

13. A statement under clause h of section 13 of the Act shall be in Form 4. O. Reg. 168/55, s. 13.

14. A statement under clause i of section 13 of the Act shall be in Form 5. O. Reg. 168/55, s. 14.

15. Where an application is made for the admission of an applicant under clause d of section 13 of the Act, forms 1, 2, 3, 4 and 5 shall be transmitted to the Minister by the person receiving those forms. O. Reg. 168/55, s. 15.

16.—(1) The records of a home shall include,

- (a) a separate file for the documents of each resident;
- (b) adequate books of account and ledgers;
- (c) a yearly inventory of furnishings and equipment taken by a person other than the superintendent or a member of the staff;
- (d) where the home operates a farm, a record of produce purchased therefrom in accordance with section 33;

- (e) a record of the trust account set up by the home under section 31. O. Reg. 168/55, s. 16 (1); O. Reg. 148/58, s. 2 (1).

(2) The books of account and ledgers shall,

- (a) set forth the revenues and expenditures of the home;
- (b) be segregated from the continuing books of account of the municipality;
- (c) contain a separate record of money received by the home from sources other than under the Act; and
- (d) be audited yearly by a chartered accountant or a certified public accountant. O. Reg. 148/58, s. 2 (2).

(3) The superintendent of a home shall furnish to the Minister not later than the 20th day of each month for the immediately preceding month,

- (a) a financial report in duplicate in Form 7;
- (b) an application for monthly payment of provincial subsidy, in triplicate, in Form 8; and
- (c) a statement of persons whose residence before admission to the home was in unorganized territory, in triplicate, in Form 9.

(4) The superintendent of a home shall furnish to the Minister not later than the 15th day of February in each year, for the year ending with the 31st day of December immediately preceding,

- (a) an annual return of residents in Form 6; and
- (b) a financial report, in duplicate, in Form 7, certified by a chartered accountant or a certified public accountant. O. Reg. 148/58, s. 2 (3).



17. A home shall maintain a separate bank account in which shall be deposited the revenues of the home and out of which shall be paid the expenditures of the home. O. Reg. 15/60, s. 1.

18.—(1) A home shall keep a written record of each resident. O. Reg. 168/55, s. 17 (1).

(2) The record shall include,

- (a) a detailed report on the medical history of a resident before admission and all physical and mental examinations, and all illnesses and accidents, after admission;
- (b) observations on the resident's conduct and behaviour while in the home;
- (c) where a resident is discharged from the home, the name and address of the person or institution to whom or to which he goes and the date of discharge;
- (d) where a resident dies, a report of the circumstances of the death including the name and address of the person claiming the body, if any; and
- (e) a separate statement of account for each resident of the charges made for his maintenance in the home, and the amounts paid to the home by him or on his behalf, other than the amounts paid on his behalf by a municipality, except that where a municipality that has an agreement with the home under section 5 of the Act makes a payment on behalf of a resident such payment shall be recorded in his statement of account. O. Reg. 168/55, s. 17 (2); O. Reg. 148/58, s. 3.

#### MEDICAL SERVICES

19.—(1) At least once a year each resident of a home shall be given a medical examination by the physician for the home.

(2) The physician shall keep a detailed, written record of the results of the examination of each resident.

(3) Where the physician directs, a resident shall be given a special diet.

(4) At the request of the superintendent the physician shall attend and treat a resident or a member of the staff of the home.

(5) The physician shall inspect sanitary conditions in the home at least once a month and take any steps necessary to correct insanitary conditions. O. Reg. 168/55, s. 18 (1-5).

(6) The physician is responsible to the committee of management or board, as the case may be, in co-operation with the superintendent. O. Reg. 148/58, s. 4.

#### MANNER OF COMPUTING THE PROPORTION OF THE COST OF CONSTRUCTION ALLOCATED TO UNORGANIZED PARTS OF DISTRICTS

20.—(1) Under subsection 2 of section 20 of the Act, the proportion of the cost of construction of a home in a territorial district that shall be allocated to the unorganized portions of the district shall be in the same proportion as the assessment allowance for the unorganized portions of the district as determined under subsection 2 bears to the total assessment referable to the entire district as determined under subsection 3.

(2) The assessment allowance for the unorganized portions of the district shall be determined by multiplying the per capita assessment for the organized municipalities in the district by the population of the unorganized portions of the district, according to the last published census of Canada.

(3) The total assessment referable to the entire district shall be determined by adding the assessment allowance for the unorganized portions of the district as determined under subsection 2 to the total assessment for the organized municipalities in the district.

(4) For the purpose of this section, the assessment for an organized municipality shall be the assessment as shown on the last revised assessment rolls as equalized. O. Reg. 313/58, s. 1.

#### OPERATING AND MAINTENANCE COSTS

21.—(1) The expenditures of a home as listed in Part II of Form 7 are operating and maintenance costs for the purposes of section 24 of the Act. O. Reg. 148/58, s. 5.

(2) For the purposes of subsection 1, operating and maintenance costs include fees paid to a physician for a home for medical services provided for the residents of the home not exceeding,

- (a) where the home maintains a bed-care unit, \$2 per month for each bed in the home on the 31st day of the preceding December; or
- (b) where the home does not maintain a bed-care unit, \$1.75 per month for each bed in the home on the 31st day of the preceding December. O. Reg. 242/59, s. 1.

(3) An application under section 24 of the Act for a monthly payment of the provincial subsidy in respect of the operating and maintenance costs of a home shall be in Form 8. O. Reg. 148/55, s. 5.

(4) Subject to subsection 5, Ontario shall pay to the home 70 per cent of the net monthly amount of the operating and maintenance costs of the home computed in accordance with Form 8. O. Reg. 148/58, s. 5; O. Reg. 313/58, s. 2 (1).

(5) Where the application referred to in subsection 3 is not furnished to the Minister within three months next following the first day of the month to which it relates, the payment by Ontario under subsection 4 shall be reduced to 25 per cent. O. Reg. 313/58, s. 2 (2).

22. Under section 25 of the Act, the cost of maintenance per day for each person whose residence before admission to the home was in unorganized territory shall be computed in accordance with Form 9. O. Reg. 168/55, s. 21.

#### CAPITAL EXPENDITURES

23.—(1) Expenditures incurred by a home for additional furnishings and additional equipment that are not replacements and that in the opinion of the Minister are necessary for the efficient operation of the home are capital expenditures for the purposes of subsection 1 of section 23 of the Act.

(2) An application, under subsection 1 of section 23 of the Act for a monthly payment of the provincial subsidy in respect of the capital expenditures referred to in subsection 1 and for capital expenditures other than those incurred by the home for new accommodation or for the alteration of a building by an addition or extension thereto, shall be in Form 8. O. Reg. 148/58, s. 7.

24.—(1) Where a home requires a payment by Ontario under subsection 1 of section 23 of the Act for the acquisition, erection or alteration to a building for use as a home or for an alteration of a building by an addition or extension thereto, it shall file the request with the Minister in triplicate in Form 10.

(2) Where the request is for a payment in respect of the erection of a new building or an alteration of a

building by an addition or extension thereto, the request may be made for a portion of the estimated cost thereof as follows:

1. 5 per cent when all structural work below the ground floor joists or slabs is completed.
2. 20 per cent when the roof is on and the building, addition or extension is enclosed.
3. 10 per cent when the interior partitions are installed and finished.
4. Such other parts of the estimated amount to be paid by Ontario at such other times as the Minister approves.

(3) When the new building, addition or extension is completed and ready for occupancy, the request shall be for payment of an amount calculated by deducting the total of the payments made under paragraphs 1 to 4 of subsection 2 from 50 per cent of the actual cost of the new building, addition or extension and the request shall be certified by the auditor for the home.

(4) Where the request is for a payment in respect of the acquisition of a building for use as a home, or altering, furnishing and equipping an acquired building, the request may be made for,

- (a) 50 per cent of the actual cost of acquisition when the building is acquired;
- (b) 50 per cent of the actual cost of altering, furnishing and equipping the acquired building as certified by the auditor for the home when the building is ready for occupancy; or
- (c) such other parts of the estimated amount to be paid by Ontario for altering, furnishing and equipping the acquired building at such other times as the Minister approves.

(5) Subject to subsection 6, each request for payment shall be accompanied by a certificate of an architect, who is a member in good standing of the Ontario Association of Architects or a professional engineer who is a member in good standing of the Ontario Association of Professional Engineers, certifying that,

- (a) all structural work below the ground floor joists or slabs is completed;
- (b) the roof is on and the new building, addition or extension is enclosed;
- (c) the interior partitions are installed and finished;
- (d) the new building, addition or extension is completed and ready for occupancy;
- (e) the building acquired for use as a home is, in his opinion, a suitable building for such use; or
- (f) the building acquired for use as a home is ready for occupancy,

as the case may be, for the payment requested.

(6) Where the request for payment is made in accordance with paragraph 4 of subsection 2 or clause c of subsection 4, the certificate of the architect or professional engineer shall state the progress made towards completion for occupancy of the new building, addition or extension or the building acquired. O. Reg. 148/58, s. 7.

#### CONDITION OF RESIDENCES, SPECIAL-HOME CARE

25. A private residence in which a person may be placed for special-home care shall,

- (a) not accommodate more than five other lodgers or boarders;
- (b) be a fit and proper place for that person, as evidenced by the written reports on the inspection, in Form 11, filed with the records of that person in the home; and
- (c) not be the residence of a parent or child of that person. O. Reg. 168/55, s. 23.

26. Sleeping accommodation for a person who is placed in special-home care shall,

- (a) be in a room with the beds so placed that no part of the bed is closer to another bed than 2½ feet and that no part of a bed overlaps a window or radiator;
- (b) subject to clause c, be in a room that is located on the ground floor or the floor immediately above it;
- (c) where the room is located on a floor above the floor immediately above the ground floor, be on a floor from which there are two separate and independent means of egress to the outside; and
- (d) be in a room that is ventilated and lighted by natural light to the satisfaction of the municipal authority. O. Reg. 168/55, s. 24.

#### INSPECTION OF PRIVATE RESIDENCES, SPECIAL-HOME CARE

27.—(1) A private residence in which a person may be placed for special-home care shall be,

- (a) inspected and approved by a municipal authority on a day not more than four months before the day on which a person is placed in that residence; and
- (b) inspected by a municipal authority at intervals of at least every four months commencing from the date of inspection in clause a.

(2) A private residence in which a person is placed for special-home care may be inspected by a provincial authority at any time. O. Reg. 168/55, s. 25.

#### PAYMENT FOR SPECIAL-HOME CARE

28.—(1) Where a person is placed in special-home care, the superintendent shall notify the provincial authority in writing within ten days, giving the name of the person and the address of the residence.

(2) If for any reason a person is removed or transferred while placed in special-home care, the superintendent shall notify the provincial authority in writing within ten days, giving the name of the person, his new address, and the reason for the removal or transfer. O. Reg. 168/55, s. 26.

29. Subject to subsection 2 of section 30, the amount payable by the Treasurer of Ontario for a person placed in special-home care is,

- (a) where the cost is \$75 a month or less, an amount equal to 70 per cent of the cost less 70 per cent of any maintenance payments paid by such person or on his behalf other than by a municipality; and

- (b) where the cost is more than \$75 a month, an amount equal to \$52.50 a month less 70 per cent of any maintenance payments paid by such person or on his behalf other than by a municipality. O. Reg. 86/57, s. 1; O. Reg. 148/58, s. 8; O. Reg. 313/58, s. 3.

**30.**—(1) Application for the provincial share of the cost of maintenance of persons placed in special-home care shall be made in triplicate in Form 12 not later than the 20th day of each month for the immediately preceding month. O. Reg. 148/58, s. 9.

(2) Where the application referred to in subsection 1 is not made within three months next following the first day of the month to which it relates, the amount payable by the Treasurer of Ontario for a person placed in special-home care is,

- (a) where the cost is \$75 a month or less, an amount equal to 25 per cent of the cost less 25 per cent of any maintenance payments paid by such person or on his behalf other than by a municipality; and
- (b) where the cost is more than \$75 a month, an amount equal to \$18.75 a month less 25 per cent of any maintenance payments paid by such person or on his behalf other than by a municipality. O. Reg. 313/58, s. 4.

(3) The accounts of a home respecting special-home care shall be audited each year by auditors appointed by the municipality or board, as the case may be. O. Reg. 168/55, s. 27 (2).

#### TRUST ACCOUNTS

**31.**—(1) Each municipality or board, as the case may be, shall establish and maintain a trust account in a bank or The Province of Ontario Savings Office, in which all moneys of residents held for safe-keeping by the superintendent shall be deposited.

(2) Where a resident has money upon admission to a home or receives money while he is resident in a home, he may request the superintendent to deposit it in the trust account.

(3) Where a resident has money deposited for him in the trust account, he may request the superintendent to make all or any part of it available to him at any time.

(4) The superintendent shall keep a separate book of account showing all deposits to, and withdrawals

from, the trust account, the name of the resident for whom the deposit or withdrawal is made, and the date of each deposit or withdrawal.

(5) The superintendent shall provide a resident with a written receipt for all moneys received for deposit in the trust account, and a resident shall provide the superintendent with a written receipt for all moneys withdrawn from the account by the superintendent for the resident. O. Reg. 168/55, s. 28.

**32.** The trust account established under section 31 shall be audited annually by a chartered accountant or a certified public accountant. O. Reg. 168/55, s. 29.

#### PURCHASE OF PRODUCE FROM HOME FARM

**33.**—(1) Where a home operates and maintains a farm in connection with the home and uses its produce, the home shall be charged with the current monthly wholesale price of the produce in the locality in which the home is situate.

(2) All produce from the farm used by the home shall be invoiced by the superintendent and the invoices shall be submitted each month during the year to the municipality or board for approval. O. Reg. 168/55, s. 30.

#### BONDING OF SUPERINTENDENT

**34.**—(1) The superintendent of a home shall be bonded by a bond of a guarantee company approved under *The Guarantee Companies Securities Act* in an amount or amounts satisfactory to the municipality or the board, as the case may be, that appointed him.

(2) The municipality or the board, as the case may be, shall pay the cost of the bond. O. Reg. 168/55, s. 31.

#### DISTRICT OF NIPISSING

**35.** For the purposes of the Act the District of Nipissing is divided into two parts as follows:

1. Nipissing East composed of that part of the District of Nipissing lying east of the easterly boundary of the geographic townships of Commanda, Blyth, Notman, Hammel, Gooderham, Flett, Hartle and Eldridge, or its projection.
2. Nipissing West composed of that part of the District of Nipissing lying west of the line described in paragraph 1. O. Reg. 186/58, s. 1.





File Number

Form 3

The Homes for the Aged Act

CONSENT TO INSPECT ASSETS

I, ....., an applicant for admission to a home for the aged under *The Homes for the Aged Act* consent that the welfare officer of..... (municipality or .....inspect and have access to any account held by me alone or jointly, in any district) bank, trust company, or other financial institution, or to any assets held in trust for me by any person, or any record relating to them.

Dated at.....this.....day of.....19...  
..... (witness) ..... (signature of applicant)  
..... (address)

O. Reg. 168/55, Form 3\*

File Number

Form 4

The Homes for the Aged Act

STATEMENT OF A WELFARE OFFICER UPON AN APPLICATION FOR ADMISSION TO A HOME FOR THE AGED

Municipality of the.....of.....  
Date of application.....

PART 1

TO BE COMPLETED FOR ALL APPLICANTS

1. Name of applicant.....  
(last name) (first and middle names)

Mr. ☐  
Mrs. ☐  
Miss ☐

2. Address.....  
(street and number, or R.R.) (city or post office)

3. Sex.....

4. Age: (a) present age in years.....  
(b) date of birth.....  
(month) (day) (year)

5. Place of birth.....  
(city, town or village) (county) (province or state) (country)

6. Religion.....

7. Name of father.....  
(last name) (first and middle names)

Place of birth of father.....  
(province or state) (country)

Maiden name of mother.....  
(last name) (first and middle names)

Place of birth of mother.....  
(province or state) (country)

8. Name and post office address of family medical practitioner.....  
.....
9. Name and address of relative or friend to be notified in case of death or serious accident or illness.....  
.....
10. Marital status:

i. Present status: married ☐ divorced ☐  
single ☐ separated ☐  
widow ☐ deserted ☐  
widower ☐

ii. If applicant is married state:  
date of marriage.....  
name and post office address of spouse.....

iii. If applicant is a married woman state maiden name.....

iv. If applicant has been deserted by or separated from her husband state:  
date husband last heard from.....(month).....(day).....(year)  
present address of husband (where known).....  
financial settlement (if any).....  
place and date of court order (if any).....
11. Occupation:

i. Trade, profession or kind of work.....

ii. Type of industry or business.....

iii. Date applicant last worked at this occupation.....
12. Residence:

State residence of applicant over a period of time before the date of application sufficient to establish clearly the municipality in which the applicant last resided for a period of twelve consecutive months, as required under section 16 of the Act:

Date (from and to)	Post office address	Municipality	County
.....	.....	.....	.....
.....	.....	.....	.....

PART 2

INFORMATION REQUIRED WHEN APPLICANT IS IN RECEIPT OF ASSISTANCE,  
ALLOWANCE OR PENSION FROM PUBLIC FUNDS

13. Is applicant in receipt of:

i. Old-age assistance.....(yes or no).....

ii. Blind persons' allowances.....(yes or no).....

iii. Disabled persons' allowances.....(yes or no).....

iv. Old-age security.....(yes or no).....

v. War pension.....(yes or no).....

vi. War veterans allowance.....(yes or no).....

14. If answer to any subparagraph of paragraph 13 is "yes", give,
- (a) the amount of monthly cheque(s) \$.....
  - (b) file number, if any.....
  - (c) service number, if any.....
15. Is the applicant's spouse in receipt of,
- (a) old-age assistance.....  
(yes or no)
  - (c) disabled persons' allowance.....  
(yes or no)
  - (b) blind persons' allowance.....  
(yes or no)
  - (d) old-age security.....  
(yes or no)
16. If answer to any clause of paragraph 15 is "yes", give file number.....

PART 3

TO BE COMPLETED FOR ALL APPLICANTS

Financial Resources of Applicant and Applicant's Spouse

17. Ownership of home and other real estate:
- i. Description of property.....
  - ii. Owned by whom.....
  - iii. Assessed value.....
  - iv. Encumbrance.....
  - v. Annual gross revenue.....
  - vi. Annual taxes.....
  - vii. Annual interest.....
  - viii. Arrears of taxes.....
  - ix. Arrears of interest.....
18. Bank accounts (list all accounts in name of applicant or applicant's spouse)

(a)	(b)	(c)	(d)
Name and post office address of bank	In whose name is account?	Amount on deposit	Date of most recent withdrawal
.....	.....	\$.....	.....
.....	.....	\$.....	.....

19. Investments (list all stocks, bonds, mortgages or other securities owned by applicant or applicant's spouse)

(a)	(b)	(c)	(d)
Description of investment	In whose name is investment?	Value of investment	Dividend, interest or other income from investment
.....	.....	\$.....	.....
.....	.....	\$.....	.....







- iii. Age: date of birth.....  
age given (in years).....  
apparent age.....
- iv. Sex:    M ☐            F ☐
- v. Marital status:    married ☐                      widow ☐                      divorced ☐  
                                 single ☐                      widower ☐                      separated ☐
- vi. Name and address of family medical practitioner.....  
.....
- vii. Personal history: (factors relating to present capacities and condition, or bearing on type of care indicated)  
(a) educational factors.....  
(b) occupational factors.....  
(c) family and home background.....  
(d) social attitudes.....  
(e) special interests and aptitudes.....

2. MEDICAL RECORD:

- i. Present complaints  
.....  
.....
- ii. Summary of past illnesses, accidents and hospitalization  
.....  
.....
- iii. Specific clinical data and functional enquiry (including details of dental examination and test of vision)  
.....  
.....
- iv. Summary:  
(a) diagnosis.....  
(b) further investigation indicated.....  
(c) type of care recommended for applicant while in home for aged.....  
.....  
(d) treatment recommended.....  
(e) diet recommended                      ordinary ☐                      special ☐  
If a special diet, specify nature thereof.....  
.....
- v. Summary of functional status:  
(a) disabilities:  
physical.....  
mental.....  
(b) residual useful functions:  
physical.....  
mental.....  
(c) prognosis:  
physical.....  
mental.....

3. ADMISSION TO A HOME FOR THE AGED:

- i. Is applicant's physical or mental condition such as to render him eligible for admission to the home for the aged?.....

(yes or no)
- ii. If answer is yes, under what clause of section 13 of the Act is he eligible in respect of his physical or mental condition?.....
- iii. If answer is no, state care recommended.....
- iv. Has the applicant had an X-ray examination of the chest?.....

(yes or no)

If yes, state the result thereof.....

4. CONTAGIOUS OR COMMUNICABLE DISEASE:

- i. Was the applicant at the time of examination free from contagious or communicable disease?.....

(yes or no)
- ii. If answer is no, indicate nature of contagious or communicable disease.....

5. ABILITY TO WORK:

- i. Is the applicant physically able to engage in household, farm or other work in or about the home for the aged?.....

(yes or no)
- ii. If the answer is yes, state the type of work.....

6. ADDITIONAL INFORMATION:

	Yes	No	Comments
i. Does applicant require bed-care?.....			
ii. Does applicant require special nursing?.....			
iii. Is applicant able to walk?.....			
iv. Is applicant suffering from defective hearing?.....			
v. Is applicant suffering from defective vision?.....			
vi. Does applicant require dental treatment or dentures?....			
vii. Is applicant mentally incapacitated?.....			
viii. Is applicant otherwise incapacitated?.....			
ix. Is applicant able to dress and feed himself?.....			
x. Is applicant able otherwise to care for himself?.....			
xi. Is applicant capable of handling his own money?.....			
xii. Has applicant special personal-conduct problems?.....			

7. MENTAL STATUS OF APPLICANT:

- ☐ Approximate normality
- ☐ Senile mental deterioration
- ☐ Mental defective
- ☐ Psychoneurosis
- ☐ Psychotic tendencies
- ☐ Occasional epileptiform manifestations





2. Number of residents according to maintenance classification:

	PAYING RESIDENTS		NON-PAYING RESIDENTS Paid for by:			TOTALS (To agree with totals in column 3 of paragraph 1 above)
	Recipients of old-age assistance and blind persons' allowances	Other paying residents, recipients including of old-age security	Province of Ontario	Municipality Operating the home	Outside municipalities	
i. Beginning of Year: Number of residents as of January 1st.....						
ii. Subsequent Admissions during year:						
(a) new admissions .....						
(b) re-admissions .....						
iii. Internal Transfers during year:						
(a) transferred to.....						
(b) transferred from.....						
iv. Net Totals: add i, ii and iii (a), and subtract iii (b).....						
v. Discharges: Number of residents discharged during year..						
*vi. Deaths: Number of deaths of residents during year .....						
vii. End of Year: Number of residents as of December 31st....						
viii. Totals: add v, vi and vii (to agree with net totals in subparagraph iv).....						

\*Include only deaths occurring in the home; do not include deaths occurring in hospital or elsewhere.

3. Number of resident days and average length of stay of residents:

- i. Total number of resident days .....
- ii. Total number of residents in the home during year (to agree with subparagraph iv of paragraph 2).....
- iii. Approximate average length of stay in days of residents (subparagraph i divided by subparagraph ii).....

4. Number of beds for residents:

- i. Normal bed capacity .....
- ii. Additional temporary beds .....
- Total Beds .....

Date.....

I certify that this return is true and correct.  
  
.....  
(signature of superintendent of home for the aged)

O. Reg. 168/55, Form 6.

## Form 7

### *The Homes for the Aged Act*

FINANCIAL REPORT OF A HOME FOR THE AGED  
FOR THE PERIOD ENDING: ....., 19...

## PART I

### OPERATING ACCOUNT—REVENUE

1. Payments for maintenance of residents:

- i. From Province of Ontario for residents from unorganized territory.....
- ii. From municipalities not participating and not having an agreement (for Annual Report, only).....
- iii. From paying residents: (Include only amounts applied against maintenance costs)
  - (a) recipients of old age assistance or blind person's allowance, including amounts paid on their behalf other than by a municipality or the Province.
  - (b) other than recipients of old age assistance or blind person's allowance, but including recipients of old age security, and including amounts paid on their behalf other than by a municipality or the Province.....
- iv. From estates of deceased residents.....
- v. From residents or others for arrears of maintenance.....

5

2. Refund of federal sales taxes.....

19

3. Other revenue: (list important items separately).....

## SUB-TOTAL REVENUE (PART I)

—

## 4. Payments by municipalities: (For Annual Report only)

- i. From participating municipalities under sections 2, 3 and 4 of the Act (specify the name of and amount paid by each municipality).....
- ii. From outside municipalities under section 5 of the Act (specify name of and amount paid by each municipality).....

—

## GROSS TOTAL REVENUE (PART I)

19

SUB-TOTAL (carry over to page 3)

SUB-TOTAL (carried over from page 2)

\$

5. General operation and administration expenses (not including operation and maintenance of farm):

i. Group 1:

- (a) household supplies, laundry and cleaning materials.....
- (b) purchase of furnishings—replacements only (list items and expenditure for each).....
- (c) purchase of equipment—replacements only (list items and expenditure for each).....
- (d) repairs to and maintenance of buildings, equipment and grounds of the home (other than farm buildings, land and equipment) (give details and breakdown of expenditures).....

\$

ii. Group 2:

- (a) rent.....
- (b) fuel.....
- (c) utilities:
  - (i) water.....
  - (ii) gas.....
  - (iii) electricity.....
  - (iv) telephone.....
  - (v) garbage collection.....
  - (vi) sewers.....
  - (vii) other (specify).....
- (d) freight and express.....
- (e) travel expenses and mileage for employees of the home for the aged.....
- (f) stationery and office supplies.....
- (g) salaries and wages:
  - (i) superintendent only.....
  - (ii) all other employees exclusive of physician for the home.....
- (h) insurance (specify nature of coverage).....

\$

6. Other expenditures—excluding operation and maintenance of farm (list items and expenditure for each).....

\$

TOTAL OPERATING EXPENDITURES (PART II)

\$



PART III

CAPITAL ACCOUNT—EXPENDITURES

		Date of Minister's Approval
1. Purchase of additional furnishings (list items and expenditure for each)		
.....		
.....	\$	
2. Purchase of additional equipment (list items and expenditure for each)		
.....		
.....	\$	
3. Alterations to or in buildings or to the grounds of the home (give details and breakdown of expenditure).....		
.....		
.....	\$	
TOTAL CAPITAL EXPENDITURES (PART III)	\$	

CERTIFICATE FOR MONTHLY REPORT

We certify that the statements given in Parts I, II and III of this Report are true and correct, and the amounts shown have actually been expended, and no item is included that is not in accordance with the Act and the regulations.

.....  
(Signature and official title of authorized officer)

Date....., 19....

.....  
(Signature and official title of authorized officer)

PART IV

TO BE COMPLETED FOR ANNUAL REPORT ONLY

1. Average Gross Daily Cost	
i. Total operating expenditures, Part II.....	\$
ii. Total capital expenditures, Part III.....	\$
iii. Gross total expenditures—i plus ii.....	\$
iv. Total number of resident days for all residents (as reported in subparagraph i of paragraph 3 of Form 6).....	
v. Average gross daily cost—iii divided by iv.....	\$
2. Net Operating and Maintenance Cost	
i. Total operating expenditures, Part II.....	\$
ii. Sub-total revenue, Part I.....	\$
iii. Total net cost—(Deduct ii from i).....	\$

CERTIFICATE FOR ANNUAL REPORT

I certify that this financial report for the calendar year 19...., is true and correct.

Date....., 19....

.....  
(Chartered Accountant or Certified Public Accountant)

Form 8

The Homes for the Aged Act

APPLICATION FOR MONTHLY PAYMENT OF PROVINCIAL SUBSIDY  
FOR THE MONTH OF....., 19....

Name of Home for the Aged.....  
Municipality or Board of The.....of.....

Under subsection 1 of section 23 and under section 24 of the Act, application is made for the monthly payment of the provincial subsidy for the month of....., 19.... The following statements are submitted in support of this application:

1. Statistical

	Number of Residents	Number of Resident Days
i. Residents during month.....		
ii. Residents paying the average gross daily cost of maintenance of \$....., as established for the year 19....		
iii. Residents from unorganized territories (as reported on Form 9).....		
iv. Residents maintained in whole or in part by the home or a municipality (deduct ii and iii from i).....		

2. Computation of Provincial Subsidy

i. Total operating expenditures for month (Part II of Form 7).....	\$	
ii. Sub-total revenue for month (Part I of Form 7).....	\$	
iii. Net operating and maintenance cost for month—(deduct ii from i) ....	\$	
iv. Provincial subsidy—70 per cent of iii.....	\$	
v. Total capital expenditures for month (Part III of Form 7).....	\$	
vi. Provincial subsidy—50 per cent of v.....	\$	
vii. Total Provincial subsidy—iv plus vi.....	\$	

3. Certificate

We certify that the above statements are true and correct and in accordance with the requirements of the Act and the regulations.

Date....., 19....  
(Signature and official title of authorized officer)

(Signature and official title of authorized officer)

Form 9

The Homes for the Aged Act

STATEMENT FOR THE MONTH OF \_\_\_\_\_, 19.... AS TO THE COST OF  
MAINTENANCE FOR CERTAIN PERSONS WHOSE RESIDENCE BEFORE  
ADMISSION TO A HOME FOR THE AGED WAS IN UNORGANIZED  
TERRITORY

Name of Home for the Aged.....

Municipality or Board of The..... of.....

Date.....  
(month) (day) (year)

Under section 25 of the Act, the municipality of the..... of.....  
..... or the board of the.....  
(name of home for the aged)

applies for the amount shown in paragraph 2 v for the maintenance of certain persons whose residence before admission was in unorganized territory.

1. Record of Residents from Unorganized Territory in the District of.....  
.....

i. Non-Paying Residents—(DO NOT INCLUDE residents who are in receipt of Old Age Security, Old Age Assistance, Blind Persons' Allowances or those whose maintenance in the home is being paid in whole or in part from any other source.)

Name of Resident	Address before Admission	Resided in the Home During the Month of ....., 19....		Number of Resident Days During Month
		Date of Admission	Date of Discharge	
TOTAL NUMBER OF RESIDENT DAYS				

ii. Paying Residents—(INCLUDE residents in receipt of Old Age Security, Old Age Assistance, Blind Persons' Allowances and those whose maintenance is being paid in whole or in part from any other source.)

Name of Resident	Address before Admission	Resided in the Home During the Month of ....., 19....		Number of Resident Days During Month	Amount Contributed During Month
		Date of Admission	Date of Discharge		
TOTALS					\$

2. Total Cost of Maintenance:

- i. Average gross daily cost of maintenance as established for the year 19.....

\$
- ii. Total number of resident days for month—Non-Paying Residents plus Paying Residents.....
- iii. Total cost of maintenance for month—( i multiplied by ii ).....

\$
- iv. Total amount contributed during month.....

\$
- v. Net cost of maintenance for month—(deduct iv from iii ).....

\$

3. CERTIFICATE:

I certify that this statement is true and correct and is in accordance with the requirements of the Act and the regulations.

Date: , 19 ..

(Signature and official title of authorized officer)

I approve this statement:

Date: , 19 ..

(Signature of provincial authority)

O. Reg. 148/58, Form 9.

Form 10

*The Homes for the Aged Act*

REQUEST FOR PAYMENT FOR NEW OR ADDITIONAL ACCOMMODATION  
OR FOR AN ADDITION TO OR EXTENSION OF A HOME

Name of Home for the Aged.....  
Municipality or Board of The ..... of .....

PART I

Under subsection 1 of section 23 of the Act, request is made for a payment of \$..... being

(a) a portion of the estimated cost of \$.....for construction, equipment and furnishings for  
.....  
(a new building, or an addition to, or extension of the home)

for one of the following:

1. 5 per cent when all structural work below the ground floor joists or slabs is completed..... \$.....
2. 20 per cent when the roof is on and the building, addition or extension is enclosed.. \$.....
3. 10 per cent where the interior partitions are installed and finished..... \$.....
4. an amount, as approved by the Minister..... \$.....

(b) the portion of the actual cost of \$..... for the construction, equipment and furnishings for a new building, or an addition to, or an extension of the home, when all accounts have been paid and sales tax refunds received, as certified by the auditor for the home; the amount of \$..... being calculated as follows:

Actual cost of construction, furnishings and equipment.....	\$.....
Less refunds of federal sales tax.....	\$.....
NET ACTUAL COST	\$.....
50 per cent of net actual cost.....	\$.....
Less payments previously made under clause (a).....	\$.....
	\$.....

We certify that the work for which payment is requested has been completed.

Date: , 19 ..

(Signature and official title of authorized officer)

(Signature and official title of authorized officer)



PART II

Under subsection 1 of section 23 of the Act, request is made for a payment of \$..... being

(a) 50 per cent of the actual cost of \$..... for a building that has been acquired for use as a home for the aged;

(b) an amount as approved by the Minister of the estimated cost of \$..... for altering, furnishing and equipping the acquired building..... \$.....

(c) the portion of the actual cost of \$..... for altering, furnishing and equipping the acquired building that is ready for occupancy; all accounts have been paid and sales tax refunds received, as certified by the auditor for the home, and the amount of \$..... is calculated as follows:

Actual cost of alterations, furnishings and equipment.....	\$.....
Less refunds of federal sales tax.....	\$.....
NET ACTUAL COST	\$.....
50 per cent of net actual cost.....	\$.....
Less payments previously made under clause (b).....	\$.....
	\$.....

We certify that this statement is true and correct and is in accordance with the requirements of the Act and the regulations.

.....  
(Signature and official title of authorized officer)

Date....., 19....

.....  
(Signature and official title of authorized officer)

O. Reg. 148/58, Form 10.

Form 11

*The Homes for the Aged Act*

REPORT ON INSPECTION OF PRIVATE RESIDENCE

I certify that on....., I inspected the private residence of..... at..... (landlord)..... (address)..... in which persons may be placed for special-home care under *The Homes for the Aged Act*, and found that it..... a fit and proper place for that purpose. (is or is not)

Comments.....  
.....  
.....

Dated at....., this..... day of....., 19....

.....  
(signature)  
.....  
(position)

O. Reg. 168/55, Form 11.

Form 12

The Homes for the Aged Act

APPLICATION FOR PROVINCIAL SHARE OF THE COST OF MAINTENANCE OF  
PERSONS PLACED IN SPECIAL-HOME CARE

Name of Home for the Aged.....  
Municipality or Board of the.....of.....

1. Under subsection 2 of section 15 of the Act, application is made for a payment of 

\$
- being the provincial share of monthly maintenance payments for the month of....., 19....
2. The following is a statement of maintenance payments for persons in special-home care during the month of  
....., 19....:

Name of Person	Gross Monthly Cost of Care	Person in Residence		Payments for Month		Provincial Share
		From	To	Other than by Municipality	By Municipality	
	\$			\$	\$	\$
TOTAL:				\$	\$	\$

I approve this statement.  

(Signature of provincial authority)

  
Date....., 19....

I certify this statement is true and correct.  

(Signature of superintendent or other authorized officer)

  
Date....., 19....

## Regulation 238

### under The Hospital Services Commission Act

#### GENERAL

#### 1.—(1) In the Act and in this Regulation,

##### (a) "insured person" means,

- (i) a member of a mandatory group,
- (ii) a member of a collector's group,
- (iii) a member of a group for which a municipality has been designated the collector, or
- (iv) a pay-direct participant,

by whom or on whose behalf the prescribed premium for his insurable status has been paid in advance to the Commission, or

##### (v) a recipient of public assistance,

and, unless qualified by the word "single", includes a dependant of an insured person;

##### (b) "insured services" means the in-patient services and out-patient services to which an insured person is entitled without charge other than the prescribed premium, but does not include,

- (i) hospital admission chest X-rays,
- (ii) syphilis serology, or
- (iii) any services a person is entitled to and eligible for under any statute or law mentioned in Schedule 1;

##### (c) "recipient of public assistance" means,

##### (i) a person who receives benefits under,

- a. *The Old Age Assistance Act*,
- b. *The Old Age Security Act* (Canada),
- c. *The Blind Persons' Allowances Act*,
- d. *The Mothers' and Dependent Children's Allowances Act*,
- e. *The Disabled Persons' Allowances Act*,
- f. *The General Welfare Assistance Act*, from the Department of Public Welfare because the person is not the responsibility of any organized municipality, or
- g. *The Rehabilitation Services Act*, as a recipient of a maintenance allowance,

and who is approved by the Director of Welfare Allowances of the Department of Public Welfare under section 34, and

##### (ii) a member of a group for which a municipality has been designated the collector under section 37. O. Reg. 306/58, s. 1; O. Reg. 53/59, s. 1; O. Reg. 113/60, s. 1.

(2) In sections 1 to 22 of the Act and in this Regulation, "hospital" means any hospital that is approved by the Commission to participate in the hospital insurance plan and includes a nursing home approved by the Commission as a health facility for the provision of care to chronically ill patients, but does not include a tuberculosis sanatorium or a hospital or institution for the mentally ill and does not include a home for the aged, an infirmary or other institution, or a nursing home the purpose of which is the provision of custodial care. O. Reg. 185/59, s. 1.

##### (3) In this Regulation,

##### (a) "benefit period" means the period of time during which an insured person is entitled to insured services;

##### (b) "child" includes an adopted child, *de jure* or *de facto*, a step-child and an illegitimate child;

##### (c) "contract hospital" means a private or industrial hospital that has entered into a contract with the Commission for the provision of insured services to insured persons;

##### (d) "dependant" means a resident who is,

##### (i) the spouse of a head of a family, or

##### (ii) a child of the head of a family who is dependent for support upon the head of the family and who is,

##### a. under the age of nineteen years and unmarried, or

##### b. nineteen years of age or over, mentally or physically infirm and dependent for support upon the head of the family or upon the spouse of the head of the family, before his nineteenth birthday, but does not include the spouse of any such child;

##### (e) "employee" means,

##### (i) a resident who regularly performs services under a contract, written or oral, of hiring and service or apprenticeship, and includes a director or other officer of a corporation,

##### (ii) a person who is a resident, or who has a dependant who is a resident, and who is paid wages, salary or pay and allowances out of the Consolidated Revenue Fund (Canada), or by Her Majesty in right of Canada or an agent of Her Majesty, or

##### (iii) a person who is a resident, or who has a dependant who is a resident, and who is paid wages, salary or pay and allowances out of the Consolidated Revenue Fund (Ontario), or by Her Majesty in right of Ontario or an agent of Her Majesty,

and does not include an independent contractor;

(f) "employer", in relation to any employee, means the person from whom the employee receives his salary, wages or pay and allowances;

(g) "head of a family" means a person who has one or more dependants;

(h) "in-patient" means a person admitted to and assigned a bed in a hospital by the order of a duly qualified medical practitioner;

(i) "in-patient services" means all of the following services to an in-patient:

1. Accommodation and meals at the standard or public ward level.

2. Necessary nursing service.

3. Laboratory, radiological and other diagnostic procedures, together with the necessary interpretations for the purpose of maintaining health, preventing disease and assisting in the diagnosis and treatment of any injury, illness or disability.

4. Drugs, biological and related preparations that are prescribed by an attending physician in accordance with accepted practice and sound teaching and administered in a hospital, but not including preparations sold under the *Proprietary or Patent Medicine Act* (Canada).

5. Use of operating room, case room and anaesthetic facilities, including necessary equipment and supplies.

6. Routine surgical supplies.

7. Use of radiotherapy facilities, where available.

8. Use of physiotherapy facilities, where available.

9. Services rendered by persons who receive remuneration therefor from the hospital;

(j) "insurable status" means the status by which a premium rate is determined for an insured person;

(k) "members of the Royal Canadian Mounted Police Force" includes persons appointed as special constables by the Commissioner of the Royal Canadian Mounted Police and designated by him as being eligible to receive hospital care and treatment from the Force;

(l) "out-patient" means a person who receives out-patient services;

(m) "out-patient services" means all of the following services provided to an out-patient by a hospital when used for emergency diagnosis and treatment within twenty-four hours after an accident:

1. The use of an operating room and anaesthetic facilities, including necessary drugs, biologicals, equipment and supplies.

2. Routine surgical supplies.

3. Necessary nursing service and meals.

4. Laboratory, radiological and other diagnostic procedures, together with the necessary interpretation for the purpose of assisting in emergency diagnosis and treatment;

(n) "per diem rate" means the amount payable, as determined by the Commission, to a hospital in respect of the provision of insured services by the hospital;

(o) "prescribed form" means the form prescribed by the Commission for the purpose;

(p) "resident" means a person who is legally entitled to remain in Canada and who makes his home and is ordinarily present in Ontario, but does not include a tourist, a transient or a visitor to Ontario;

(q) "standard ward accommodation" means a bed in a hospital area designated by the hospital and approved by the Commission as a standard or public ward. O. Reg. 197/58, s. 1; O. Reg. 301/58, s. 1; O. Reg. 306/58, s. 1.

#### PREMIUMS

2.—(1) The premium rate payable by a single person is \$2.10 for a benefit period of one month.

(2) The premium rate payable by a person with one or more dependants is \$4.20 for a benefit period of one month.

(3) The premium rate in the case of dependants of a member of the Royal Canadian Mounted Police or of the Regular Forces of the Canadian Armed Forces,

(a) having one dependant of which the Commission is notified, is \$2.10; and

(b) having two or more dependants of which the Commission is notified, is \$3.40,

for a benefit period of one month. O. Reg. 197/58, s. 2 (1-3).

(4) No premium is payable by a member of the Royal Canadian Mounted Police or of the Regular Forces of the Canadian Armed Forces otherwise than as provided in subsection 3. O. Reg. 301/58, s. 2.

(5) An insured person who has paid or has had paid on his behalf the prescribed premium is entitled to insured services.

(6) No person shall pay or have paid on his behalf the prescribed premium more than once for the same benefit period. O. Reg. 306/58, s. 2.

3. A premium payable in respect of a benefit period shall be paid upon the due date as determined by the Commission under this Regulation. O. Reg. 197/58, s. 3.

4. The payment of a premium by or on behalf of a person who is not a resident does not entitle that person to insured services. O. Reg. 197/58, s. 4.

#### MANDATORY GROUP

5.—(1) Where the employees of the same employer, and the employer if he is a resident and not a corporation, total fifteen or more, they form a mandatory group.

(2) Where the employees of the same employer, and the employer if he is a resident and not a corporation, total more than five but less than fifteen, the employer may apply to the Commission for an order designating himself and his employees as a mandatory group. O. Reg. 197/58, s. 6 (1, 2).



- (3) A person who,
- (a) is a married woman entitled to insured services as the dependant of a member of a mandatory group or a collector's group;
  - (b) is under the age of nineteen, receives from the employment an income of less than \$25 per week and works less than twenty-four hours a week;
  - (c) is employed for a temporary period of employment where the date of the termination of the period of employment is determined at the commencement of the employment and is shown on the records of the employer to be a date that will fall before the first day of the third month following the date of employment;
  - (d) proves to the satisfaction of the employer that he is a student registered in a university or other institution of learning and that he is an insured person, and who indicates his intention to return as a student to the university or institution at the end of the vacation period during which he is employed;
  - (e) is also employed in a mandatory group other than the mandatory group from which he seeks exemption and is having premiums paid on his behalf as a member of the other mandatory group;
  - (f) is an insured person because he is a member of a collector's group other than a group of recipients of municipal unemployment relief or a group of municipal hospital indigents for which a municipality has been designated by the Commission as the collector; or
  - (g) is not a resident,

shall be counted as an employee for the purpose of determining whether a group qualifies under subsection 1 or 2, but that person is not a member of the mandatory group and the employer is not required to remit to the Commission a monthly report or monthly premium payment for or on behalf of the person. O. Reg. 197/58, s. 6 (3); O. Reg. 306/58, s. 3; O. Reg. 150/59, s. 1.

(4) Each employee mentioned in subsection 3 shall complete a request for exemption in the prescribed form, in duplicate, and the employer shall forward one copy to the Commission and shall retain the other copy for the duration of the employee's employment.

(5) Notwithstanding subsection 3, if a person to whom clause *b* or clause *c* of subsection 3 applies requests his employer to include his name on report forms and remit premiums on his behalf, the employer shall do so.

(6) An employer is not required to but may count a person as an employee, for the purpose of this section, or to include an employee's name on report forms and remit premiums on his behalf until he has been in the employment more than fourteen days. O. Reg. 197/58, s. 5 (4-6).

6.—(1) When the number of members of a mandatory group becomes fewer than six, the employer may apply to the Commission for an order terminating the mandatory group, but until such order is made the employer shall continue to remit to the Commission the monthly reports and the monthly premium payments for the mandatory group.

(2) Upon application under subsection 1, or without such application where deemed expedient by the Commission, the Commission may make an order terminating a mandatory group upon such terms and conditions as the Commission determines. O. Reg. 197/58, s. 6.

7.—(1) Where a mandatory group is created, the employer shall complete and submit to the Commission the group application form on or before the last day of the month in which the group is created. O. Reg. 197/58, s. 7 (2), *amended*.

(2) The employer of each mandatory group shall complete and submit to the Commission each month a group remittance summary and a group reconciliation in the prescribed form. O. Reg. 197/58, s. 7 (3), *amended*.

8.—(1) Every member of a mandatory group shall notify his employer of any change in his insurable status within thirty days after the change.

(2) The employer shall show the changes of which he has received notice under subsection 1 in the group remittance summary and group reconciliation forms to be processed with the next payroll after his receipt of the notice. O. Reg. 197/58, s. 8.

9.—(1) Each month the employer of each mandatory group shall, concurrently with the filing of the returns required by subsection 2 of section 7, remit to the Commission an amount equal to the total monthly premiums for all members of his mandatory group.

(2) The payment of a premium under subsection 1 entitles the member for whom it is paid to a benefit period for the month that is the third month after the month in which the premium is due. O. Reg. 197/58, s. 10.

10.—(1) Notwithstanding the provisions of any contract or arrangement, each member of a mandatory group is primarily liable to pay the premiums required of him by this Regulation, but remittance of the premiums by an employer discharges the liability.

(2) In the absence of any special contract, arrangement or terms of a collective agreement applicable thereto, the employer shall deduct and withhold the required premium from the remuneration of an employee. O. Reg. 197/58, s. 11.

11. No person shall make any charge for acting in his capacity as the employer of a mandatory group. O. Reg. 197/58, s. 12.

#### NEW EMPLOYEE

12. When an employer of a mandatory group hires a new employee, he shall determine whether the employee,

- (a) qualifies as a member of the mandatory group in accordance with section 5; or
- (b) is an insured person. O. Reg. 197/58, s. 13.

13.—(1) When a new employee becomes a member of a mandatory group and is an insured person, the employee shall deliver to the employer his most recent certificate of payment or receipt for pay-direct payment.

(2) Where a new employee is an insured person, the employer shall,

- (a) ascertain the hospital insurance number of the employee;
- (b) determine the benefit period for which the employee is paid up;
- (c) submit to the Commission the certificate of payment or receipt for pay-direct payment delivered by the employee under subsection 1; and
- (d) remit to the Commission, with the group remittance summary and group reconciliation forms to be processed with the next payroll,

a premium for or on behalf of the new employee sufficient to make his benefit period coincide with the benefit period of the mandatory group. O. Reg. 197/58, s. 14.

14. Where a new employee is a resident but not an insured person, the employer shall,

- (a) enter the name of the new employee and the details of his insurable status on the group reconciliation and group remittance summary forms to be processed with the payroll next following the date on which the employee was hired by the employer; and
- (b) with his next monthly payment to the Commission and monthly thereafter, remit the prescribed premium on behalf of the new employee sufficient to provide the employee with a benefit period of the third month after the month in which the payment is due. O. Reg. 197/58, s. 15, *revised*.

#### DESIGNATION OF SPECIAL GROUPS AS MANDATORY GROUPS

15.—(1) The Commission may approve as a mandatory group any special group designated for that purpose by the Government of Canada, and for whom or on whose behalf the Government of Canada undertakes to remit premiums and information on the prescribed forms to the Commission.

(2) The Government of Canada may by undertaking specify a time limit beyond which the Government of Canada ceases to be responsible for the payment of hospital insurance premiums for the members of a special group designated under subsection 1. O. Reg. 197/58, s. 16.

16. Upon application made by a representative of a country other than Canada, the Commission may approve as a mandatory group any group of residents employed by that country in a permanent office in Ontario officially maintained by the said country. O. Reg. 197/58, s. 17.

17. Any group approved by the Commission under subsection 1 of section 15 or section 16 shall be deemed to be a mandatory group. O. Reg. 197/58, s. 18.

#### DEDUCTIONS

18. Failure by an employer to remit a premium on behalf of a member of a mandatory group does not disentitle the member to receive insured services for a benefit period in respect of which the premium withheld is payable, not exceeding one month. O. Reg. 197/58, s. 19.

19.—(1) Every person who receives, retains or withholds any amount for the purpose of paying a premium on behalf of an insured person shall be deemed to have received and to be holding the amount in trust for the Commission and all accounts of such amounts shall be kept separate and apart from his own money. O. Reg. 197/58, s. 20 (1).

(2) Where an employer becomes a bankrupt as defined in the *Bankruptcy Act* (Canada), an employee of the employer is entitled to a benefit period equal to the benefit period to which he would have been entitled if the premiums held by the employer for the Commission on behalf of the employee under subsection 1 had been paid over to the Commission. O. Reg. 283/59, s. 1.

#### REFUNDS

20. Where an insured person becomes a member of a mandatory group, the insured person is, on application to the Commission, entitled to the refund from the Commission of an amount equal to any premium

paid in respect of that part of his benefit period in excess of the benefit period of the mandatory group. O. Reg. 197/58, s. 21, *amended*.

21.—(1) Upon application therefor in the prescribed form and with the approval of the Commission, the employer shall refund to a member of a mandatory group any amount that is deducted from the salary or wages of the member and remitted to the Commission and that is not required to be paid under this Regulation.

(2) Upon application therefor in the prescribed form and with the approval of the Commission, the Commission shall refund to an employer any amount that is paid by the employer as a premium on behalf of any member of the group and that is not required to be paid under this Regulation.

(3) An employer may deduct the amount of a refund under subsection 1 or 2 from the amount remitted to the Commission in the month next succeeding that in which the refund is approved. O. Reg. 197/58, s. 22.

22. No refund is payable for a period prior to twelve months before the month in which the Commission is notified of the request for the refund. O. Reg. 207/60, s. 1.

23. No refund shall be made for a fraction of a month, but the amount of a refund shall be calculated from and including the first day of the month next following the occurrence that makes the refund necessary. O. Reg. 197/58, s. 24.

#### CERTIFICATE OF PAYMENT

24.—(1) Where a member of a mandatory group leaves the group or where a mandatory group is terminated by order of the Commission, the employer shall forthwith furnish the member, or each member, as the case may be, with a certificate of payment in the prescribed form. O. Reg. 197/58, s. 25 (1).

(2) Where a member of a mandatory group ceases to work because of a strike or lock-out, as defined in *The Labour Relations Act*, the employer shall,

- (a) notify the Commission of the fact within three days after the first day of the strike or lock-out; and
- (b) furnish the member with a certificate of payment in the prescribed form, on or before the first day of the last month of the benefit period for the mandatory group. O. Reg. 53/59, s. 2.

#### HOSPITAL INSURANCE CERTIFICATE

25.—(1) The Commission shall issue a hospital insurance certificate in the prescribed form to each insured person who is the head of a family and to each single insured person. O. Reg. 197/58, s. 26 (1); O. Reg. 306/58, s. 4 (1).

(2) All hospital insurance certificates issued to insured persons who are members of mandatory groups shall be delivered by the Commission to the employer of the group and shall be distributed by him to the members named on the certificates. O. Reg. 197/58, s. 26 (2); O. Reg. 306/58, s. 4 (2).

(3) A hospital insurance certificate is non-transferable.

(4) An insured person shall present his hospital insurance certificate upon admission to hospital. O. Reg. 197/58, s. 26 (3, 4).

26. An employer shall retain and produce at the request of any member or former member of his group a record of the hospital insurance number that was assigned by the Commission to the member, and the record shall be maintained for a period of six months from the time the member ceased to be a member or the group was terminated. O. Reg. 197/58, s. 27.

## COLLECTOR'S GROUP

27.—(1) Any organized group of persons may apply to the Commission for an order designating some or all of its members who are residents as a collector's group and designating one of them or another person as a collector. O. Reg. 306/58, s. 5.

(2) A group shall have fifteen or more members qualified and willing to participate in the hospital insurance plan before it may be designated as a collector's group. O. Reg. 197/58, s. 28 (2).

28. Upon the designation of a collector's group by the Commission, sections 7 to 11, sections 13 and 14, and sections 18 to 26 apply *mutatis mutandis* to the collector and to the designated members of the collector's group. O. Reg. 197/58, s. 29.

29.—(1) The designation of a collector's group by the Commission may be made upon such terms and conditions as the Commission deems proper and may be withdrawn if, in the opinion of the Commission, the collector is not giving proper and efficient service to the members of the group or is not complying with the Act or this Regulation.

(2) Where the designation of a collector's group is withdrawn under subsection 1, the Commission may terminate the group upon such terms and conditions as the Commission determines. O. Reg. 197/58, s. 30.

30. Notwithstanding section 18, a member of a collector's group is not entitled to insured services for a benefit period in respect of which he has failed to pay the premium as required by this Regulation. O. Reg. 197/58, s. 31.

## PAY-DIRECT PARTICIPATION

31.—(1) A resident who is not otherwise an insured person may become an insured person as a pay-direct participant by submitting an application in the prescribed form to the Commission together with the prescribed premium for a benefit period of three months.

(2) The payment of the premium under subsection 1 entitles the applicant to insured services for three months commencing on the first day of the third month next following that in which the premium is due and paid, and thereafter for each three-month period in respect of which the premium is due and paid. O. Reg. 197/58, s. 32 (1, 2).

32. If a member of a mandatory group or of a collector's group ceases to be a member of the group, or if the group is terminated or its designation as a group withdrawn by order of the Commission, and if the member does not become a member of another mandatory group or collector's group but wishes to remain entitled to receive insured services, he shall make application to become a pay-direct participant by submitting to the Commission his certificate of payment forthwith after ceasing to be a member of the group. O. Reg. 197/58, s. 33, *revised*.

33.—(1) Every pay-direct participant shall notify the Commission of any change in his insurable status or residence within thirty days of the change and shall concurrently pay any additional premium required by reason of the change.

(2) The payment of an additional premium under subsection 1 entitles an insured person qualified by the payment to a benefit period commencing on the first day of the third month after the month in which the payment is due and paid. O. Reg. 197/58, s. 34 (1, 2).

(3) Where a pay-direct participant pays to the Commission more than he is required to pay under

this Regulation and applies in the prescribed form for a refund of the excess, the Commission shall, subject to section 22, refund the excess, but no refund shall be made in respect of a fraction of a month. O. Reg. 302/60, s. 1.

34. Where the Director of Welfare Allowances of the Department of Public Welfare deems that a person who receives a benefit listed in subclause i of clause c of subsection 1 of section 1 should, because of needy circumstances, be provided with free insured services, he may approve the person for the purpose. O. Reg. 113/60, s. 2.

## RECIPIENT OF PUBLIC ASSISTANCE

35.—(1) When the person responsible for administering the public assistance notifies the Commission that a resident is a recipient of public assistance, the Commission shall issue a hospital insurance certificate in the name of the recipient of public assistance and shall deliver it to the recipient of public assistance and the recipient thereupon becomes an insured person entitled to receive insured services. O. Reg. 197/58, s. 35 (1), *revised*.

(2) Where a person has ceased to be a recipient of public assistance, the person responsible for administering the public assistance shall immediately notify the Commission, and the recipient shall forthwith return the recipient's hospital insurance certificate to the Commission.

(3) Where a person becomes an insured person because of the payment of a premium within thirty days after he ceases to be a recipient of public assistance, his benefit period commences on the date upon which he ceased to be a recipient of public assistance. O. Reg. 197/58, s. 35 (1, 2).

36.—(1) A recipient of public assistance shall not make a premium payment in respect of a contract under which he is to be provided with or reimbursed or indemnified for the cost of any hospital service other than the insured services, and no person shall make such a payment on his behalf unless the prescribed premium has been paid in accordance with this Regulation by or on behalf of the recipient of public assistance for the same benefit period.

(2) Subject to subsection 1, a recipient of public assistance shall be issued a hospital insurance certificate without payment of any premium. O. Reg. 306/58, s. 6, *part*.

37.—(1) A municipality may apply to the Commission for an order designating any or all of those residents who receive municipal relief from that municipality as a group of recipients of municipal unemployment relief and designating the municipality as the collector for the group.

(2) A municipality may apply to the Commission for an order designating any or all of those residents for whom the municipality is or might be responsible, because they are or may become hospital indigents under section 38, as a group of municipal hospital indigents and designating the municipality as the collector for the group.

(3) A municipality that is designated as a collector under subsection 1 or 2 shall pay to the Commission the premiums prescribed by section 2 for each member of the group.

(4) There is no minimum number of members required to constitute a group designated under subsection 1 or 2.

(5) A municipality shall not make any charge for acting in the capacity of collector for its group of recipients of municipal unemployment relief or its group of municipal hospital indigents.



(6) Upon the designation by the Commission of a municipality as a collector under subsection 1 or 2, sections 7 to 9, sections 13 and 14, sections 24 to 26 and section 29 apply *mutatis mutandis* to the municipality as a collector and to the recipients of municipal unemployment relief or to the municipal hospital indigents as members of the group.

(7) Where a municipality adds a person who is not an insured person to its designated group of recipients of municipal unemployment relief or to its designated group of municipal hospital indigents and that person requires any of the insured services before the date on which his benefit period is to begin, he shall be deemed to be a hospital indigent under section 38 until his benefit period begins.

(8) Upon application therefor in the prescribed form and with the approval of the Commission, the Commission may refund to a municipality any amount paid by the municipality as a premium on behalf of any member of its group of recipients of municipal unemployment relief, or its group of municipal hospital indigents, that is not required to be paid under this Regulation. O. Reg. 306/58, s. 6, *part*.

#### HOSPITAL INDIGENT

38.—(1) Where a resident who is not an insured person is admitted to a hospital and is at the time of admission, or later becomes, a person for whom a municipality or Ontario is responsible under *The Public Hospitals Act*, the Commission shall pay to the hospital an amount in respect of insured services received by the hospital indigent equal to the difference between the statutory rate payable under that Act and the per diem rate established for the hospital by the Commission.

(2) A person who is a hospital indigent referred to in subsection 1 is entitled to receive insured services. O. Reg. 197/58, s. 38.

#### MISCELLANEOUS COVERAGE

39. Where a resident becomes an insured person because of the payment of a premium within thirty days after he ceases to be,

- (a) a member of the Royal Canadian Mounted Police;
- (b) a member of the Regular Forces of the Canadian Armed Forces; or
- (c) a patient in a hospital that is approved under section 23 of the Act for the treatment of tuberculosis or mental illness,

his benefit period commences on the date upon which he ceased to be such member, patient or inmate. O. Reg. 197/58, s. 39; O. Reg. 306/58, s. 7.

#### HOSPITALS

40.—(1) The hospitals listed in schedules 2, 3, 4 and 6 are approved for the purpose of the plan of hospital care insurance.

(2) Each hospital listed in Schedule 5 is approved for the purpose of providing such services to insured persons as are provided for by the terms of the contract entered into by the hospital with the Commission.

(3) Each hospital listed in Schedule 7 is approved for the purpose of providing such services to insured persons as are provided for by the terms of the contract entered into by the hospital with the Commission, towards which Canada makes no contribution. O. Reg. 92/59, s. 1 (1-3).

(4) Each hospital listed in Schedule 8 is approved until the 30th day of June, 1961 for the purpose of

providing such services to insured persons as are provided for in the regulations governing nursing homes approved by the Commission as health facilities for the provision of care to chronically ill patients. O. Reg. 187/59, s. 1; O. Reg. 206/60, s. 1.

41.—(1) The standard ward accommodation in a hospital listed in Schedule 2, 3 or 4 shall not be less than 50 per cent of the total bed capacity, unless the Commission otherwise orders.

(2) The standard ward accommodation in a hospital listed in Schedule 5 or 7 shall not be less than the percentage of the total bed capacity of that hospital as is determined from time to time by the Commission. O. Reg. 92/59, s. 1.

42. Every approved hospital in Ontario shall forward to the Commission,

- (a) within twenty-four hours after an in-patient is admitted, a notification of admission in the prescribed form;
- (b) within ninety-six hours after an in-patient is discharged from or dies in the hospital, a notification of the discharge or death in the prescribed form;
- (c) when requested by the Commission, a long-stay report in the prescribed form; and
- (d) a list of out-patients in the prescribed form, in duplicate, when the form is filled or not later than the 25th day of each month, whichever is the sooner. O. Reg. 197/58, s. 42.

43.—(1) An approved hospital may make a direct charge in respect of a patient who is an insured person only for the difference between,

- (a) the per diem cost of providing insured services; and
- (b) the hospital charges approved by the Commission for the private or semi-private accommodation and for any other services that are not insured services requested by or on behalf of the patient.

(2) Where an insured person's condition is such that he requires immediate admission as an in-patient but he cannot obtain standard ward accommodation in an approved hospital because all such accommodation is occupied, or where an insured person's condition is such that for his own good or for the good of other patients it is necessary that he be provided with private or semi-private accommodation, the hospital shall provide the insured person with private or semi-private accommodation and the Commission shall not pay the hospital more than the per diem rate. O. Reg. 197/58, s. 43.

(3) No approved hospital shall charge an insured person for any private or semi-private accommodation provided under subsection 2. O. Reg. 52/60, s. 2.

(4) Subject to subsection 2, no approved hospital shall provide a recipient of public assistance with private or semi-private accommodation unless the prescribed premium has been paid in accordance with this Regulation by the recipient of public assistance or by another person on his behalf. O. Reg. 306/58, s. 8.

44. The rates charged by a hospital listed in Schedule 2, 3, 4, 5 or 7 to insured persons for services other than insured services, to all patients who are not insured persons and to all insurers, agencies or corporations who pay hospital charges on behalf of such patients, shall be the rates approved for that hospital by the Commission. O. Reg. 92/59, s. 2.

45.—(1) The Commission shall pay an approved hospital for insured services provided to an insured



person on the day of the person's admission to the hospital but not on the day of the person's discharge from the hospital.

(2) The Commission shall not make and a hospital shall not accept duplicate payments for any insured services provided by the hospital. O. Reg. 306/58, s. 9.

#### INSURED SERVICES IN ONTARIO

46.—(1) Subject to subsection 3, an insured person is entitled to receive insured services in a hospital listed in Schedule 2, 3, 4 or 6 without paying any charge to the hospital for such services.

(2) Subject to subsection 3, an insured person is entitled to receive in a hospital listed in Schedule 5 or 7 those insured services that are in accordance with the terms of the contract entered into by that hospital with the Commission, without paying any charge to the hospital for such services. O. Reg. 92/59, s. 3.

(3) An insured person is not entitled to insured services unless,

- (a) he has been admitted as an in-patient on the order of a duly qualified medical practitioner; or
- (b) he has been received in the hospital and examined as an out-patient by a duly qualified medical practitioner and treated as an out-patient, if necessary. O. Reg. 197/58, s. 45.

47. The new-born child of an insured person is entitled to insured services during the three months following the date of birth without payment of any additional premium. O. Reg. 197/58, s. 46.

48.—(1) Notwithstanding clause i of subsection 3 of section 1, in-patient services do not include diagnostic procedures that are not required in the diagnosis and treatment of the injury, illness or disability that makes it necessary for an insured person to be an in-patient.

(2) An insured person is entitled to insured services only for the period of time following admission during which such services are, in the opinion of the Commission, medically necessary.

(3) The Commission may at any time and from time to time require a hospital to obtain from the insured person's attending physician and forward to the Commission a written statement regarding the condition of the insured person and stating the reasons showing the necessity for the insured services or other treatment provided during all or any part of his stay in hospital. O. Reg. 197/58, s. 47.

49.—(1) No medical practitioner shall admit or order to be admitted to a hospital any patient unless he is of the opinion that it is medically necessary for the patient to be admitted to the hospital as an in-patient.

(2) As soon as the attending physician is of the opinion that an insured person under his care no longer requires to remain in hospital for medical reasons, the physician shall order the patient to be discharged from the hospital forthwith. O. Reg. 197/58, s. 48.

#### INSURED SERVICES OUTSIDE ONTARIO

50.—(1) An insured person who receives treatment in a hospital outside Ontario may be reimbursed by the Commission for the cost of insured services received on presentation to the Commission of a detailed receipt from the hospital for payment made to the hospital by him, or the Commission may make payment directly to the hospital for insured services received by the insured person, where,

- (a) the hospital that supplied the care and treatment is approved by the Commission for the purposes of the plan of hospital care insurance;
- (b) the hospital that supplied the care and treatment is licensed or approved as a hospital by the governmental hospital licensing authority in whose jurisdiction the hospital is situated;
- (c) the hospital certifies to the Commission,
  - (i) that the insured person was admitted, with the date of admission,
  - (ii) the diagnosis of the condition for which the insured person was admitted,
  - (iii) the date of discharge or death of the insured person,
  - (iv) the nature of any complication, complications, or sequelae, if any, that would explain a longer than average stay in hospital for a person with the disease or condition from which the insured person was suffering,
  - (v) the kind and number of any laboratory, radiological or other special diagnostic tests performed on or for the insured person,
  - (vi) the nature of any special treatment procedures or surgery that were performed on the insured person,
  - (vii) the discharge diagnosis or cause of death, as the case may be, and
  - (viii) such other information as is required or requested by the Commission; and
- (d) the accommodation and services received do not constitute, in the opinion of the Commission, the custodial type of care provided in a home for the aged, an infirmary or other institution of a similar character. O. Reg. 197/58, s. 49 (1); O. Reg. 306/58, s. 10; O. Reg. 52/60, s. 3 (1).

(2) The Commission shall not pay an amount under subsection 1 that, in the opinion of the Commission, exceeds the amount that such insured services would have cost had they been provided in Ontario in a hospital of approximately equivalent size and with similar facilities. O. Reg. 197/58, s. 49 (2).

(3) Where an insured person receives treatment in a hospital outside Ontario for an acute attack of mental illness or tuberculosis, the Commission may reimburse the insured person for the cost thereof for a period not exceeding sixty days, and subsections 1 and 2 apply as if the treatment were an insured service. O. Reg. 52/60, s. 3 (2).

51.—(1) Where a resident takes up residence elsewhere, his benefit period extends for the period for which he has paid premiums in advance but not to exceed three months from the date of taking up such residence.

(2) Notwithstanding subsection 1, the benefit period of a resident leaving Ontario shall not extend so as to overlap any hospitalization insurance plan coverage. O. Reg. 185/59, s. 2; O. Reg. 283/59, s. 2.

#### THIRD PARTY LIABILITY

52.—(1) In this section, "notice" means notice in writing by personal delivery or mailed by registered mail addressed to the latest post office address of the person to whom the notice is sent as shown on the records of the Commission or, where no address is

shown for him on the records of the Commission, then addressed to him at his post office address as shown on the records of the hospital that provided the insured services.

(2) Upon the provision of insured services to an insured person in respect of injury or disability caused or contributed to by the fault or neglect of any person, the Commission is subrogated to the right of recovery of the insured person against any person in respect of the cost of the insured services and may bring action in the name of the insured person to enforce such rights.

(3) An insured person, who commences an action to recover for loss or damages arising out of the negligence or other wrongful act of a third party to which the injury or disability in respect of which insured services have been provided is related, shall include a claim on behalf of the Commission for the cost of the insured services.

(4) Where an insured person commences an action referred to in subsection 3, his solicitor shall so inform the Commission forthwith after issuing the writ and shall act as solicitor for the Commission for the purpose of this section unless notified by the Commission that another solicitor is appointed by the Commission for the purpose.

(5) Subject to subsection 7, where an insured person obtains a final judgment in an action in which he includes a claim on behalf of the Commission, the Commission shall bear the same proportion of the taxable costs otherwise payable by the insured person, whether on a party and party basis or on a solicitor and client basis, as the recovery made on behalf of the Commission bears to the total recovery of the insured person in the action or, where no recovery is made, as the assessed claim of the Commission bears to the total damages of the insured person assessed by the court.

(6) Where a claim is settled, the Commission shall bear the same proportion of the taxable costs otherwise payable by the insured person as is set out in subsection 5 in respect of a recovery made.

(7) The costs for which the Commission may be liable to bear a portion under subsection 5 are the costs of bringing the action to the conclusion of the trial only and do not include the costs of any other proceeding without the written consent of the Commission.

(8) If no action has been commenced by an insured person for the recovery of damages arising out of injury or disability within eleven months of the last act or omission that caused or contributed to the injury or disability, or before thirty days before the expiration of the limitation period for the action, whichever occurs first, the Commission,

(a) after notice thereof to the insured person, may commence an action in his name for the recovery of the cost of insured services; and

(b) may effect settlement of its claim without prejudice to the right of the insured person to commence an action to recover for his injuries or other damages.

(9) The insured person, at any time prior to the trial of an action commenced by the Commission under subsection 8, may, subject to the rules of court, join in such action any additional claims arising out of the same occurrence and thereafter the insured person shall have the conduct of the action as if he had commenced it under subsection 3.

(10) Where the insured person is an infant or under other disability or has died, the Commission may commence an action in its own name for the recovery of the cost of insured services rendered to him and, in that event, shall forthwith give notice of the institution of

such action to the parent or guardian of the infant, or to the committee or guardian of the person under disability, or to the personal representative, if any, of the deceased person, and subsections 8 and 9 apply *mutatis mutandis* to such action.

(11) An insurer shall pay to the Commission any amount referable to a claim for recovery of the cost of insured services that would otherwise be payable, and the payment discharges the liability of the insurer to pay that amount to the insured person. O. Reg. 72/59, s. 1

#### THE HOSPITAL SERVICES COMMISSION FUND

53.—(1) The Commission shall establish a Fund to be known as The Ontario Hospital Services Commission Fund.

(2) All money received by the Commission shall be deposited to the credit of the Fund in a chartered bank or the Province of Ontario Savings Office.

(3) All administrative expenses of the Commission shall be paid out of the Fund.

(4) All money required by the Commission shall be disbursed from the Fund bank account by cheque signed by two officers of the Commission who shall be designated by resolution of the Commission.

(5) The signature of the officers designated under subsection 4 may be by facsimile in accordance with a resolution of the Commission.

(6) The Commission may, by resolution, invest any surplus money in the Fund that is not necessary for the current requirements of the Commission by means of the purchase of bonds, debentures, notes or bills issued by or guaranteed by the Government of Canada or of Ontario. O. Reg. 197/58, s. 51.

#### SUPPLEMENTARY INSURANCE

54.—(1) In this section,

(a) "contract" means a contract made with a subscriber under *The Prepaid Hospital and Medical Services Act* or a contract of accident insurance or sickness insurance as defined in *The Insurance Act* other than insurance provided under section 220 of that Act;

(b) "group contract" means a contract of insurance whereby two or more persons other than members of the same family are insured severally under a single contract of insurance;

(c) "insurer" means an insurer licensed under *The Insurance Act* or an association registered under *The Prepaid Hospital and Medical Services Act*.

(2) Subject to subsections 3 and 4, an insurer shall not make or renew, or make a payment under, a contract under which,

(a) a resident is to be provided with or to be reimbursed or indemnified for the cost of any hospital service that is an insured service;

(b) payment is conditional upon the hospitalization of a resident; or

(c) payment is dependent upon the length of time the resident is a patient in a hospital.

(3) Subsection 2 does not apply for the first three months after a person arrives in Ontario as a resident.

(4) Notwithstanding subsection 2, an insurer may make or renew, or make a payment under, a contract under which a resident is to be provided with or reimbursed or indemnified for,

- (a) the cost of any hospital service other than an insured service;
- (b) the cost of fees for professional services, whether or not the services are rendered in hospital; or
- (c) loss of time because of disability, whether or not the date of the commencement of the benefit is determined by reference to the date of admission to hospital, if the rate of payment is not increased by the hospitalization of the resident. O. Reg. 197/58, s. 52 (1-5).

(5) A resident insured under one or more contracts referred to in clause *a* of subsection 4 shall not receive a total sum from all payments under such contract or contracts in respect of the cost of any hospital service that is not an insured service that is in excess of the actual charges made for the service by the hospital. O. Reg. 284/58, s. 1.

(6) A resident shall not accept or receive any benefit under any contract or agreement, other than a policy of insurance under section 220 of *The Insurance Act*, whereby he or his dependants may be provided with or reimbursed for the cost of any hospital service that is an insured service. O. Reg. 62/60, s. 1.

## GENERAL

55. No home or institution in Ontario providing for the care and treatment of the sick, injured or disabled, other than a hospital approved under the Act and this Regulation, is entitled to payment out of the Fund in respect of services provided to an insured person in such home or institution. O. Reg. 197/58, s. 53.

56. The Commission shall not, by reason of any payments made by it to a hospital, be deemed to be the employer of any hospital official or of any person on the medical, nursing or other professional staff of the hospital or of any person employed by the hospital. O. Reg. 197/58, s. 54.

## Schedule 1

## 1. Acts of the Parliament of Canada:

- (a) *Aeronautics Act*
- (b) *Civilian War Pensions and Allowances Act*
- (c) *Government Employees Compensation Act*
- (d) *Merchant Seamen Compensation Act*
- (e) *National Defence Act*
- (f) *Pension Act*
- (g) *Royal Canadian Mounted Police Act*
- (h) *Veterans Rehabilitation Act*.

## 2. Acts of the Legislature of Ontario:

- (a) *The Workmen's Compensation Act*
- (b) *The Blind Workmen's Compensation Act*.

## 3. Acts of Other Jurisdictions:

Any statute or law enacted by any provincial legislature or other competent jurisdiction other than Canada or Ontario under which a person who receives insured services is eligible for and entitled to such services or to reimbursement in whole or in part of the cost of such services. O. Reg. 197/58, Sched. 1.

## Schedule 2

## ACTIVE TREATMENT HOSPITALS

## PART I

*Public General Hospitals:*

LOCATION	NAME OF HOSPITAL
1. Ajax	Ajax and Pickering General Hospital
2. Alliston	The Stevenson Memorial Hospital
3. Almonte	Rosamond Memorial Hospital
4. Arnprior	Arnprior and District Memorial Hospital
5. Atikokan	Atikokan General Hospital
6. Barrie	Royal Victoria Hospital of Barrie
7. Belleville	Belleville General Hospital
8. Blind River	St. Joseph's General Hospital
9. Bowmanville	Memorial Hospital, Bowmanville
10. Bracebridge	Bracebridge Memorial Hospital
11. Brampton	Peel Memorial Hospital
12. Brantford	The Brantford General Hospital
13. Brantford	St. Joseph's Hospital
14. Brockville	Brockville General Hospital
15. Brockville	St. Vincent de Paul Hospital
16. Campbellford	Campbellford Memorial Hospital
17. Carleton Place	The Carleton Place and District Memorial Hospital
18. Chapleau	The Lady Minto Hospital at Chapleau
19. Chatham	Public General Hospital
20. Chatham	St. Joseph's Hospital
21. Chesley	The Chesley and District Memorial Hospital
22. Clinton	Clinton Public Hospital
23. Cobourg	Cobourg General Hospital Association
24. Cochenour	Margaret Cochenour Memorial Hospital
25. Cochrane	The Lady Minto Hospital at Cochrane
26. Collingwood	The Collingwood General and Marine Hospital
27. Cooksville	The South Peel Hospital
28. Cornwall	Cornwall General Hospital
29. Cornwall	Hotel Dieu Hospital
30. Dryden	Dryden District General Hospital
31. Dunnville	Haldimand War Memorial Hospital
32. Durham	Durham Memorial Hospital
33. Elliot Lake	St. Joseph's General Hospital
34. Englehart	Englehart and District Hospital
35. Espanola	Espanola General Hospital
36. Exeter	South Huron Hospital



LOCATION	NAME OF HOSPITAL	LOCATION	NAME OF HOSPITAL
37. Fergus	Groves Memorial Community Hospital	80. New Liskeard	New Liskeard and District Hospital
38. Fort Erie	Douglas Memorial Hospital	81. Newmarket	York County Hospital
39. Fort Frances	LaVerendrye Hospital	82. Niagara Falls	The Greater Niagara General Hospital
40. Fort William	McKellar General Hospital	83. Niagara (Lincoln County)	The Niagara Hospital
41. Galt	South Waterloo Memorial Hospital	84. Nipigon	Nipigon District Memorial Hospital
42. Geraldton	Little Long Lac Hospital	85. North Bay	North Bay Civic Hospital
43. Goderich	Alexandra Marine and General Hospital	86. North Bay	St. Joseph's General Hospital
44. Grimsby	West Lincoln Memorial Hospital	87. Oakville	Oakville-Trafalgar Memorial Hospital
45. Guelph	Guelph General Hospital	88. Orangeville	Dufferin Area Hospital
46. Guelph	St. Joseph's Hospital	89. Orillia	Orillia Soldiers' Memorial Hospital
47. Haileybury	Misericordia Hospital	90. Oshawa	Oshawa General Hospital
48. Hamilton	Chedoke Hospital	91. Ottawa	Ottawa Civic Hospital
49. Hamilton	Hamilton General Hospital	92. Ottawa	Ottawa General Hospital
50. Hamilton	St. Joseph's Hospital	93. Ottawa	St. Louis-Marie de Montfort Hospital
51. Hanover	Hanover Memorial Hospital	94. Ottawa	The Salvation Army Grace Hospital
52. Hawkesbury	Notre-Dame Hospital	95. Owen Sound	The Owen Sound General and Marine Hospital
53. Hawkesbury	St. Coeur de Marie Hospital	96. Palmerston	Palmerston General Hospital
54. Hearst	Notre Dame Hospital	97. Paris	The Willett Hospital
55. Huntsville	Huntsville District Memorial Hospital	98. Parry Sound	The Parry Sound General Hospital
56. Ingersoll	Alexandra Hospital	99. Parry Sound	St. Joseph's Hospital
57. Iroquois Falls	Anson General Hospital	100. Pembroke	The Pembroke Cottage Hospital
58. Kenora	Kenora General Hospital	101. Pembroke	General Hospital
59. Kenora	St. Joseph's Hospital	102. Penetanguishene	Penetanguishene General Hospital
60. Kincardine	Kincardine General Hospital	103. Perth	The Great War Memorial Hospital of Perth District
61. Kingston	Kingston General Hospital	104. Peterborough	The Peterborough Civic Hospital
62. Kingston	Hotel Dieu Hospital	105. Peterborough	St. Joseph's Hospital
63. Kirkland Lake	Kirkland Lake and District Hospital	106. Petrolia	Charlotte Eleanor Engelhart Hospital
64. Kitchener	Kitchener-Waterloo General Hospital	107. Picton	Prince Edward County Memorial Hospital
65. Kitchener	St. Mary's General Hospital	108. Port Arthur	The General Hospital of Port Arthur
66. Leamington	Leamington District Memorial Hospital	109. Port Arthur	St. Joseph's General Hospital
67. Lindsay	The Ross Memorial Hospital	110. Port Colborne	Port Colborne General Hospital
68. Listowel	The Listowel Memorial Hospital	111. Port Hope	Port Hope Hospital
69. Little Current	St. Joseph's General Hospital	112. Port Perry	Community Memorial Hospital, Port Perry
70. London	St. Joseph's Hospital	113. Renfrew	Victoria Hospital, Renfrew
71. London	Victoria Hospital	114. St. Catharines	The St. Catharines General Hospital
72. Manitouwadge	Manitouwadge General Hospital	115. St. Catharines	Hotel Dieu Hospital
73. Markdale	Centre Grey General Hospital	116. St. Catharines	Niagara Peninsula Sanatorium Association
74. Matheson	Bingham Memorial Hospital	117. St. Mary's	St. Mary's Memorial Hospital
75. Mattawa	Mattawa General Hospital	118. St. Thomas	St. Thomas-Elgin General Hospital
76. Meaford	Meaford General Hospital	119. Sarnia	St. Joseph's Hospital
77. Midland	St. Andrew's Hospital	120. Sarnia	Sarnia General Hospital
78. Milton	Milton District Hospital		
79. Mount Forest	The Louise Marshall Hospital		



LOCATION	NAME OF HOSPITAL
121. Sault Ste. Marie	The Plummer Memorial Public Hospital
122. Sault Ste. Marie	The General Hospital
123. Scarborough	Scarborough General Hospital
124. Seaforth	Scott Memorial Hospital
125. Shelburne	Shelburne District Hospital
126. Simcoe	The Norfolk Hospital
127. Sioux Lookout	Sioux Lookout General Hospital
128. Smith's Falls	St. Francis General Hospital
129. Smith's Falls	The Smith's Falls Public Hospital
130. Smooth Rock Falls	Smooth Rock Falls Hospital
131. Southampton	Saugeen Memorial Hospital
132. South Porcupine	Porcupine General Hospital
133. Stratford	Stratford General Hospital
134. Strathroy	The Strathroy General Hospital
135. Sturgeon Falls	St. Jean de Brebeuf Hospital
136. Sudbury	St. Joseph's Hospital
137. Sudbury	Sudbury General Hospital of the Immaculate Heart of Mary
138. Sudbury	Sudbury Memorial Hospital
139. Tillsonburg	Tillsonburg District Memorial Hospital
140. Timmins	St. Mary's Hospital
141. Toronto	The Hospital for Sick Children
142. Toronto	Lockwood Clinic
143. Toronto	New Mount Sinai Hospital
144. Toronto	Northwestern General Hospital
145. Toronto	The Princess Margaret Hospital
146. Toronto	Queensway General Hospital
147. Toronto	Riverdale Hospital
148. Toronto	St. Joseph's Hospital
149. Toronto	St. Michael's Hospital
150. Toronto	Salvation Army Grace Hospital
151. Toronto	Toronto East General and Orthopaedic Hospital
152. Toronto	Toronto General Hospital
153. Toronto	Toronto Western Hospital
154. Toronto	The Wellesley Hospital
155. Toronto	Women's College Hospital
156. Trenton	Trenton Memorial Hospital
157. Uxbridge	The Cottage Hospital (Uxbridge)
158. Walkerton	County of Bruce General Hospital
159. Wallaceburg	Sydenham District Hospital
160. Welland	Welland County General Hospital
161. Weston	Humber Memorial Hospital

LOCATION	NAME OF HOSPITAL
162. Wiarton	Bruce Peninsula and District Memorial Hospital
163. Willowdale	North York Branson Hospital
164. Winchester	Winchester District Memorial Hospital
165. Windsor	Hotel Dieu of St. Joseph's
166. Windsor	I.O.D.E. Memorial Hospital
167. Windsor	Metropolitan General Hospital
168. Windsor	Salvation Army Grace Hospital
169. Wingham	Wingham General Hospital
170. Woodstock	Woodstock General Hospital

## PART II

*Red Cross Outpost Hospitals:*

LOCATION	NAME OF HOSPITAL
1. Bancroft	Red Cross Outpost Hospital
2. Beardmore	Red Cross Outpost Hospital
3. Burk's Falls	Burk's Falls and District Red Cross Hospital
4. Emo	Red Cross Outpost Hospital
5. Haliburton	Red Cross Outpost Hospital
6. Hawk Junction	Red Cross Outpost Hospital
7. Hornepayne	Red Cross Outpost Hospital
8. Lion's Head	Red Cross Outpost Hospital
9. Mindemoya	Red Cross Outpost Hospital
10. Minden	Red Cross Outpost Hospital
11. Nakina	Red Cross Outpost Hospital
12. Port Loring	Red Cross Outpost Hospital
13. Rainy River	Red Cross Outpost Hospital
14. Red Lake	Red Cross Outpost Hospital
15. Richard's Landing	Red Cross Outpost Hospital
16. Thessalon	Red Cross Outpost Hospital
17. Whitney	Red Cross Outpost Hospital

O. Reg. 274/60, s. 2.

## Schedule 3

## HOSPITALS FOR CONVALESCENT PATIENTS

LOCATION	NAME OF HOSPITAL
1. Hamilton	Hamilton General Hospital (Convalescent Unit)
2. Hamilton	Mountain Sanatorium (Brow Infirmary, Convalescent Unit)
3. Toronto	Hillcrest Convalescent Hospital
4. Toronto	Lyndhurst Lodge
5. Willowdale	St. Bernard's Convalescent Hospital
6. Willowdale	St. John's Convalescent Hospital

O. Reg. 274/60, s. 2

## Schedule 4

HOSPITALS FOR  
CHRONICALLY ILL PATIENTS

## PART I

*Public Hospitals:*

LOCATION	NAME OF HOSPITAL
1. Cornwall	Macdonell Memorial Hospital
2. Hamilton	St. Peter's Infirmary
3. Kingston	St. Mary's-of-the-Lake
4. London	Parkwood Hospital
5. London	St. Mary's Hospital
6. Ottawa	The Perley Hospital
7. Ottawa	St. Vincent Hospital
8. Toronto	Baycrest Hospital
9. Toronto	Bloorview Hospital, Home and School
10. Toronto	Our Lady of Mercy Hospital
11. Toronto	The Queen Elizabeth Hospital for Incurables
12. Toronto	The Runnymede Hospital
13. Windsor	Riverview Hospital

## PART II

*Chronic Units Attached to General or Convalescent Hospitals or Tuberculosis Sanatoria:*

LOCATION	NAME OF HOSPITAL
1. Brantford	Brant Sanatorium (Hospital Division)
2. Brantford	Brantford General Hospital
3. Brockville	Brockville General Hospital
4. Campbellford	Campbellford Memorial Hospital
5. Chatham	Public General Hospital
6. Cochrane	The Lady Minto Hospital at Cochrane
7. Cornwall	Cornwall General Hospital
8. Exeter	South Huron Hospital
9. Fergus	Groves Memorial Community Hospital
10. Fort William	McKellar General Hospital
11. Goderich	Alexandra Marine and General Hospital
12. Guelph	St. Joseph's Hospital
13. Haileybury	Misericordia Hospital
14. Hamilton	Hamilton General Hospital (Mount Hamilton Hospital)
15. Hamilton	Mountain Sanatorium (Brow Infirmary)
16. Hanover	Hanover Memorial Hospital
17. Huntsville	Huntsville District Memorial Hospital
18. Kirkland Lake	Kirkland Lake and District Hospital
19. Kitchener	Freeport Sanatorium (Coutts Wing)
20. Kitchener	Kitchener-Waterloo General Hospital
21. Midland	St. Andrew's Hospital

22. Parry Sound	Parry Sound General Hospital
23. Pembroke	The Pembroke Cottage Hospital
24. Penetanguishene	Penetanguishene General Hospital
25. Renfrew	Victoria Hospital, Renfrew
26. St. Catharines	Niagara Peninsula Sanatorium
27. St. Catharines	The St. Catharines General Hospital
28. St. Thomas	St. Thomas-Elgin General Hospital
29. Sarnia	Sarnia General Hospital
30. Sault Ste. Marie	Plummer Memorial Public Hospital
31. Smith's Falls	St. Francis General Hospital
32. Stratford	Stratford General Hospital
33. Sudbury	Sudbury Memorial Hospital
34. Toronto	Riverdale Hospital
35. Wingham	Wingham General Hospital

O. Reg. 274/60, s. 2.

## Schedule 5

## CONTRACT HOSPITALS

## PART I

*Active Treatment Hospitals:*

LOCATION	NAME OF HOSPITAL
1. Attawapiskat	Saint Mary's Hospital
2. Bobcaygeon	Hillcroft Private Hospital
3. Caramat	Caramat Infirmary
4. Copper Cliff	International Nickel Company Private Hospital
5. Deep River	Deep River Hospital
6. Fort Albany	St. Anne's Hospital
7. Hagersville	Beckcliffe Private Hospital
8. Hamilton	Grace Haven
9. Hawkesbury	Doctors Smith Private Hospital
10. Kapuskasing	Sensenbrenner Hospital
11. Kemptville	Oxford Private Hospital
12. London	Bethesda Hospital
13. Marathon	Wilson Memorial Hospital
14. Moosonee	Assumption Private Hospital
15. New Toronto	Lakeshore Private Hospital
16. Otter Rapids	Ontario Hydro Hospital
17. Pickle Crow	Pickle Crow Gold Mines Private Hospital
18. Stouffville	Brierbush Private Hospital
19. Terrace Bay	Terrace Bay Private Hospital
20. Thornhill	Shouldice Surgery
21. Toronto	Central Private Hospital
22. Toronto	The Doctors' Hospital

LOCATION	NAME OF HOSPITAL
23. Toronto	Institute of Traumatic, Plastic and Restorative Surgery
24. Toronto	Mayfair Private Hospital
25. Toronto	The Orthopaedic and Arthritic Hospital
26. Toronto	Shouldice Surgery
27. Toronto	St. Andrew's, Toronto, Private Hospital
28. Toronto	Toronto Eye Surgery
29. Virgil	Medical Centre Hospital
30. Wawa	Lady Dunn Hospital
31. Willowdale	Bethesda Hospital

## PART II

*Chronic Care Hospitals:*

LOCATION	NAME OF HOSPITAL
1. Burford	Bellview Private Hospital
2. Clarksburg	Hillcrest Haven Private Hospital
3. Clarkson	Pines Private Hospital
4. Cobourg	Sidbrook Private Hospital
5. Elmira	Elmira Private Hospital
6. Hamilton	Rest Haven Private Hospital
7. Lakefield	Lakefield Private Hospital
8. Lindsay	Douglas Waterman Private Hospital
9. Lindsay	Lindsay Private Hospital
10. Lindsay	Spruce Lawn Private Hospital
11. London	Egerton Private Hospital
12. London	Mason Villa Private Hospital
13. Ottawa	Hartington Private Hospital
14. Painswick	Inniswood Private Hospital
15. Penetanguishene	Beechwood Private Hospital
16. Perth	Four Winds Private Hospital
17. Perth	The Wiseman's Private Hospital
18. Thornhill	The Villa
19. Thorold	Maple Hurst Hospital
20. Toronto	Beverley Private Hospital
21. Toronto	Dalmeny Private Hospital (Chronic Unit)
22. Toronto	Dewson Private Hospital
23. Toronto	Woodlands Private Hospital
24. Willowdale	Bethesda Hospital (Chronic Unit)
25. Windsor	Windsor Private Medical Hospital
26. Woodstock	Woodstock Private Hospital

O. Reg. 274/60, s. 2.

## Schedule 6

## FEDERAL HOSPITALS

## PART I

*Active Treatment Hospitals:*

LOCATION	NAME OF HOSPITAL
1. Big Trout Lake	Nursing Station
2. Lac Seul	Nursing Station
3. Lansdowne House	Nursing Station
4. London	Westminster Hospital
5. Manitowaning	Manitowaning Hospital
6. Moose Factory	Moose Factory Indian Hospital
7. Ohsweken	Lady Willingdon Indian Hospital
8. Pikangikum	Nursing Station
9. Sandy Lake	Nursing Station
10. Sioux Lookout	Sioux Lookout Indian Hospital
11. Toronto	Sunnybrook Hospital

## PART II

*Convalescent Care Hospitals:*

LOCATION	NAME OF HOSPITAL
1. Ottawa	Rideau Health and Occupational Centre

## PART III

*Chronic Care Hospitals:*

LOCATION	NAME OF HOSPITAL
1. London	Westminster Hospital (Chronic Unit)
2. Ottawa	Rideau Health and Occupational Centre (Chronic Unit)
3. Toronto	Sunnybrook Hospital (Chronic Unit)

O. Reg. 274/60, s. 2.

## Schedule 7

## INSTITUTIONS FOR NERVOUS AILMENTS

## PART I

*Private Hospitals:*

LOCATION	NAME OF HOSPITAL
1. Kingston	Kingston Institute of Psychotherapy
2. Toronto	Dalmeny Private Hospital
3. Toronto	Sunnyside Private Hospital
4. Willowdale	Willowdale Private Hospital

## PART II

*Other Facilities:*

LOCATION	NAME OF HOSPITAL
1. Plainfield	Ontario Home for Mentally Retarded Infants
2. Waterloo	Sunbeam Home

O. Reg. 274/60, s. 2.

## Schedule 8

NURSING HOMES TEMPORARILY APPROVED  
FOR CHRONIC CARE

LOCATION	NAME OF NURSING HOME	LOCATION	NAME OF NURSING HOME
1. Aurora	Aurora Rest Haven	23. Rosebank Station	Rosebank Convalescent Home
2. Aurora	Cobblestone House	24. St. Catharines	Bellevue Lodge Nursing Home
3. Aurora	Willows Rest Home and Lodge	25. St. Catharines	Ingleside Nursing Home
4. Beaverton	Teer Nursing Home	26. Scarborough	Birchcliffe Ltd. Nursing Home
5. Bowmanville	Marnwood Nursing Home	27. Thamesville	Clayton Nursing Home
6. Bowmanville	Strathaven Nursing Home	28. Tillsonburg	Maple Manor Nursing Home
7. Cannington	Bon-Air Nursing Home	29. Toronto	Anderson Nursing Home
8. Chesley	Parkview Manor Nursing Home	30. Toronto	Bel-Air Nursing Home
9. Collingwood	White's Nursing Home	31. Toronto	Dunhaven Nursing Home
10. Columbus	Cedars Nursing Home	32. Toronto	MacDonald Nursing Home
11. Grimsby	Kilean Lodge Nursing Home	33. Toronto	Marikay Nursing Home
12. Hanover	Fairview Nursing Home	34. Toronto	Maynard Nursing Home
13. Kincardine	Fairhaven Nursing Home	35. Toronto	Never's Nursing Home
14. Millbrook	Fairweather Nursing Home	36. Toronto	Norwood Rest Home
15. Mount Albert	Cooper's Rest Home	37. Toronto	Red Wing Nursing Home
16. Niagara Falls	Grace Abbey Convalescent Home	38. Toronto	Roulet Nursing Home
17. Peterborough	Balmoral Nursing Home	39. Toronto	St. Raphael's Nursing Home
18. Peterborough	Kawartha Nursing Home	40. Toronto	Tweedle's Nursing Home
19. Peterborough	Ross Nursing Home	41. Toronto	Tyndall Nursing Home
20. Pine Grove	Willston Nursing Home	42. Toronto	Wellesley Convalescent Home
21. Preston	Fairview Mennonite Home	43. Trout Creek	Stonehouse Nursing Home
22. Ridgetown	Barnwell Nursing Home	44. Walkerton	Erickson Rest Home
		45. Wallaceburg	LaPointe-Fisher Nursing Home

O. Reg. 274/60, s. 2.



## Regulation 239

### under The Hospital Services Commission Act

#### NURSING HOMES FOR CHRONIC CARE

##### INTERPRETATION

##### 1. In this Regulation,

- (a) "attending physician" means a legally qualified medical practitioner who attends an in-patient in a nursing home approved for chronic care;
- (b) "in-patient" means an in-patient as defined in Regulation 238 of Revised Regulations of Ontario, 1960;
- (c) "insured person" means an insured person as defined in Regulation 238 of Revised Regulations of Ontario, 1960;
- (d) "insured services" means in-patient services as defined in Regulation 238 of Revised Regulations of Ontario, 1960;
- (e) "nursing home approved for chronic care" means a nursing home for the provision of care to chronically ill patients that is approved by the Commission under subsection 4 of section 40 of Regulation 238 of Revised Regulations of Ontario, 1960;
- (f) "prescribed form" means the form prescribed by the Commission for the purpose;
- (g) "standard ward accommodation" means standard ward accommodation as defined in Regulation 238 of Revised Regulations of Ontario, 1960;
- (h) "supervisor" means the person who has for the time being the direct and actual supervision and control of the nursing care and treatment provided to in-patients in a nursing home approved for chronic care. O. Reg. 188/59, s. 1.

##### APPROVALS

2.—(1) The Commission shall not approve a nursing home as a nursing home approved for chronic care unless,

- (a) the home, its location with regard to neighbouring premises and its staff, physical plant, furnishings, facilities and equipment are suitable for the purpose;
- (b) the Commission is satisfied as to the character and fitness of the supervisor and as to the character of the owner;
- (c) in the opinion of the Commission there is a need for accommodation for chronically ill in-patients in the area served by the nursing home for which approval is sought; and
- (d) in the opinion of the Commission the granting of approval is in the best interests of the plan for hospital care insurance and the long-range development of a balanced and integrated system of hospitals and related health facilities in Ontario.

(2) A nursing home mentioned in subsection 1 that does not have the facilities for providing the services listed in paragraphs 3 and 4 of clause i of

subsection 3 of section 1 of Regulation 238 of Revised Regulations of Ontario, 1960 shall make an arrangement, acceptable to the Commission, for the provision of those services to an insured person by or in a hospital.

(3) Every application for approval as a nursing home approved for chronic care shall be made in writing to the Commission in the prescribed form.

(4) Where the Commission approves an application, it shall issue a certificate of approval in the prescribed form. O. Reg. 188/59, s. 2.

3. The standard ward accommodation in a nursing home approved for chronic care shall be not less than such percentage of the total bed capacity of that nursing home as is determined from time to time by the Commission. O. Reg. 188/59, s. 3.

4.—(1) Every nursing home approved for chronic care shall submit to the Commission for its approval any publication, writing, advertising or other material including any letterheads or cards, that is intended or is likely to attract the attention of the public, and the Commission may refuse to approve any material that, in its opinion, is not in the interest of the public.

(2) Any publication, writing, advertising or other material that the Commission refuses to approve under subsection 1 shall not be put to use by the nursing home. O. Reg. 188/59, s. 4.

5.—(1) If, in the opinion of the Commission, the need for accommodation for chronically ill in-patients still exists in the area served by the nursing home approved for chronic care, and if a standard of patient care and cleanliness acceptable to the Commission is being maintained in the nursing home, the Commission may extend the approval for a further period.

(2) Where an application for the extension of an approval is made, the application shall be made before the 1st day of June in the year in which the approval expires. O. Reg. 188/59, s. 5.

6.—(1) Where the office of supervisor of a nursing home approved for chronic care changes hands, or if the ownership changes hands other than by transmission to the executors or administrators of a deceased owner, the approval lapses unless it is confirmed by the Commission upon application therefor in the prescribed form.

(2) The Commission may refuse to confirm an approval for any grounds upon which an application for approval may be refused under clause b of subsection 1 of section 2. O. Reg. 188/59, s. 6.

##### ADMISSION AND DISCHARGE OF PATIENTS

7. Nursing homes approved for chronic care shall provide insured services to insured persons admitted as in-patients in accordance with this Regulation. O. Reg. 188/59, s. 7.

8. Each nursing home approved for chronic care shall make such reports and returns to the Commission in the prescribed form as are required by the Commission concerning insured persons and insured services provided to insured persons. O. Reg. 188/59, s. 8.

9.—(1) An insured person may be admitted to a nursing home approved for chronic care only on an order signed by a legally qualified medical practitioner, written in the prescribed form, which shall include,

(a) the certificate of the medical practitioner that the insured person is chronically ill and the diagnosis of the illness; and

(b) the medical practitioner's opinion that it is medically necessary for the insured person to be admitted as an in-patient for chronic care.

(2) The form mentioned in subsection 1 shall be delivered to the supervisor of the nursing home before or at the time of the patient's admission to the nursing home.

(3) The supervisor shall retain the form as a part of the medical case record of the insured person.

(4) A nursing home approved for chronic care shall not admit an insured person without the form mentioned in subsection 1. O. Reg. 188/59, s. 9.

**10.—(1)** When an insured person is admitted to a nursing home approved for chronic care, he shall give the name and address of a relative or friend to be notified under subsection 2.

(2) The attending physician shall notify the supervisor when he believes that the relative or friend should be present at the nursing home with a patient, and the supervisor shall forthwith so notify the relative or friend. O. Reg. 188/59, s. 10.

**11.** A nursing home approved for chronic care shall not admit more in-patients than the number for which it is approved. O. Reg. 188/59, s. 11.

**12.—(1)** As soon as the attending physician is of the opinion that an insured person under his care no longer requires to remain for medical reasons in the nursing home approved for chronic care, the physician shall order the patient to be discharged from the nursing home forthwith.

(2) An insured person shall be deemed to be discharged when the attending physician writes the order under subsection 1 and communicates it to the patient. O. Reg. 188/59, s. 12.

#### STAFF

**13.—(1)** Every nursing home approved for chronic care shall have at all times a supervisor who is registered under *The Nurses Registration Act* or a person whose qualifications are acceptable to the Commission.

(2) The staff of a nursing home approved for chronic care shall consist of such nurses, servants and other employees as are necessary, in the opinion of the Commission, to give adequate nursing care to the number of in-patients for which it is approved. O. Reg. 188/59, s. 13.

#### REGISTER OF PATIENTS

**14.—(1)** A nursing home approved for chronic care shall keep a register of patients in a bound book.

(2) When a patient is admitted to a nursing home approved for chronic care, the patient shall be assigned a register number and the following information shall be entered in the register:

1. Register number.
2. Name.
3. Address.
4. Age.
5. Sex.
6. Attending physician.
7. Admission diagnosis.

8. Date of admission.

9. Date of discharge, transfer to another institution or death.

(3) The register number shall be issued by,

(a) assigning the number "one" to the first patient admitted in the year and thereafter assigning numbers in order of admission; and

(b) adding after the number given in clause a a virgule and the last two digits of the number of the year in which it was issued. O. Reg. 188/59, s. 14.

**15.—(1)** An in-patient shall retain the same register number until he is discharged from the nursing home for chronic care.

(2) All records relating to the patient shall bear the register number. O. Reg. 188/59, s. 15.

#### ORDERS FOR TREATMENT

**16.—(1)** All orders for treatment shall be,

(a) in writing,

(i) on a paper attached to the medical record of the patient, or

(ii) in a book designated for physician's orders; and

(b) dated and signed by an attending physician or a medical practitioner authorized by him,

but an attending physician or a medical practitioner authorized by him may dictate by telephone orders for treatment to the supervisor or to a registered nurse designated by the supervisor.

(2) The person to whom the order has been dictated shall transcribe and sign it and endorse thereon the name of the medical practitioner and the date and time of receiving the order.

(3) When a medical practitioner has dictated an order by telephone, he shall sign the order on his first visit to the nursing home thereafter. O. Reg. 188/59, s. 16.

#### CASE RECORDS

**17.—(1)** A nursing home approved for chronic care shall maintain a medical case record for each insured person who is an in-patient and the case record shall include,

(a) identification;

(b) the admitting physician's admission order, certificate and diagnosis;

(c) orders of the attending physician for treatment;

(d) progress notes;

(e) reports of any laboratory or other examinations performed on or for the patient;

(f) final diagnosis if the patient is discharged;

(g) if the patient died in the nursing home, a copy of the death certificate; and

(h) a note indicating where the report of a *post mortem* examination is filed if such an examination was made on the body of the patient.

(2) A person who makes any part of a record listed under subsection 1 shall deliver that part to the supervisor. O. Reg. 188/59, s. 17.

18.—(1) The supervisor is responsible for the safekeeping of all medical case records relating to insured persons who are or have been in-patients in the nursing home approved for chronic care.

(2) The medical case record of an insured person shall be retained by the nursing home for at least four years after the date of discharge of the person from the nursing home or of his death in the nursing home, as the case may be. O. Reg. 188/59, s. 18.

19. When a patient dies, the attending physician shall complete the prescribed form of death certificate and shall deliver a copy of it to the supervisor for the medical record of the patient. O. Reg. 188/59, s. 19.

20. When a medical practitioner performs a *post mortem* examination on the body of a patient who dies in a nursing home, he shall make and sign a report of the examination and inform the supervisor where the report is filed. O. Reg. 188/59, s. 20.

21.—(1) Subject to subsections 2 and 3, the owner or the supervisor shall not permit any person to remove, inspect or receive information from the medical record of an in-patient.

(2) Subsection 1 does not apply to,

(a) a person with a process issued out of an Ontario court ordering the removal, the in-

spection of or the receipt of information from a medical record; or

(b) a person authorized under clause *j* of subsection 1 of section 14 of the Act.

(3) The owner or supervisor may permit,

(a) the attending physician of a patient;

(b) the superintendent of a hospital who makes a written request;

(c) a person who presents a written request signed by,

(i) the patient, or

(ii) the personal representative of a former patient, deceased;

(d) a person with a written direction from the Deputy Minister of Veterans Affairs (Canada) or some person designated by him when the patient is a member or ex-member of Her Majesty's military, naval or air force of Canada; or

(e) the Director of the Division of Medical Statistics of the Department of Health,

to inspect and obtain information from a medical record. O. Reg. 188/59, s. 21.





## Regulation 240

### under The Hospitals Tax Act

#### EXEMPTIONS

1.—(1) The purchaser is exempt from the payment and the owner from the collection of the tax that would otherwise be payable and collectable under the Act where the Treasurer, in his absolute discretion, determines that,

- (a) any performance, exhibition or contest held, staged or operated by any religious, charitable, agricultural or educational institution, a board of trade or chamber of commerce, a labour organization or society, a benevolent or fraternal beneficial society or order, a club, a society or an association organized for social welfare, civic improvement or recreation or for patriotic or other non-profitable purposes, operated exclusively as such, no part of the revenue of which inures to the benefit or private gain of any person as proprietor or member thereof or shareholder therein, or to the person or persons organizing, promoting or managing such performance, exhibition or contest;

- (b) any entertainment given, amusement provided or game played,

- (i) in a church or church premises or premises affiliated with religious bodies or any university, college, collegiate or school premises, where an amount not less than 60 per cent of the net proceeds from the entertainment, amusement or game is to be devoted to religious, charitable or educational purposes, or

- (ii) in a community hall or athletic field for which aid is or has been granted under *The Community Centres Act*;

- (c) any entertainment given, amusement provided or game played or any exhibition or contest of skill or speed or like contest held by or under the auspices of,

- (i) a society as defined in *The Agricultural Societies Act*, or

- (ii) an association, society or organization named in section 2 or 19 of *The Agricultural Associations Act*;

- (d) any exhibition held by the Canadian National Exhibition Association, the Central Canada Exhibition Association, the Western Fair Association, the Royal Agricultural Winter Fair Association of Canada or the Ottawa Winter Fair;

- (e) any entertainment provided in front of the grandstand of any of the associations or fairs named in clause *d* during the exhibition period of the association or fair; or

- (f) any exhibition or contest of skill or speed or like contest where it is an amateur athletic event,

is an entertainment given, amusement provided or game played for religious, charitable or educational purposes.

- (2) In subsection 1,

- (a) "amateur", when used with respect to a natural person, means a person who has not at any time,

- (i) entered or competed in any athletic contest or exhibition for a staked bet, private or public moneys or gate receipts, or received any consideration for his services as an athlete except reasonable travelling and living expenses actually incurred while going to, remaining at and returning from the place of contest or exhibition,

- (ii) taught, pursued or assisted in the pursuit of any athletics as a means of livelihood,

- (iii) sold or pledged his prizes, or

- (iv) promoted or managed an athletic contest or exhibition for personal gain; and

- (b) "amateur", when used with respect to an athletic association, club, corporation, league or any unincorporated organization, means that the association, club, corporation, league or unincorporated organization is, or is ordinarily recognized as being, composed of amateurs. C.R.O. 1950, Reg. 143, s. 1.

2. The following municipalities are designated for the purposes of subsection 2 of section 3 of the Act:

1. The towns of Brampton, Burlington, Dundas, Eastview, Kenora, Lindsay, Oakville, Orillia, Pembroke, Port Colborne, Preston, Richmond Hill, Timmins, Whitby.
2. The separated towns of Brockville, Riverside, Trenton.
3. The townships of Crowland, Grantham, Sandwich East, Sandwich West, Stamford, Teck.
4. The Improvement District of Elliot Lake. O. Reg. 101/60, s. 1.



## Regulation 241

### under The Hours of Work and Vacations with Pay Act

#### GENERAL

#### PART I

#### HOURS OF WORK

#### APPLICATION

1. This Part applies only in respect of the provisions of the Act relating to hours of work as distinguished from the provisions of the Act relating to vacations with pay. C.R.O. 1950, Reg. 144, s. 1.

#### INDUSTRIAL UNDERTAKING

2. For the purposes of the Act and this Part, "industrial undertaking" includes every establishment and undertaking and all work in or about every business, trade or occupation, but does not include work by,

(a) any employee who is qualified in a profession, trade or calling under,

- (i) *The Architects Act*,
- (ii) *The Barristers Act*,
- (iii) *The Certified Public Accountants Act*, being chapter 236 of the Revised Statutes of Ontario, 1937,
- (iv) *The Chartered Accountants Act*, being chapter 235 of the Revised Statutes of Ontario, 1937,
- (v) *The Chartered Shorthand Reporters Act*, being chapter 234 of the Revised Statutes of Ontario, 1937,
- (vi) *The Dental Technicians Act*,
- (vii) *The Dentistry Act*,
- (viii) *The Drugless Practitioners Act*,
- (ix) *The Surveyors Act*,
- (x) *The Medical Act*,
- (xi) *The Nurses Registration Act* and *The Nursing Act*,
- (xii) *The Optometry Act*,
- (xiii) *The Pharmacy Act*,
- (xiv) *The Professional Engineers Act*,
- (xv) *The Public Accountancy Act*,
- (xvi) *The Solicitors Act*,
- (xvii) *The Teaching Profession Act*, or
- (xviii) *The Veterinarians Act*,

and who is engaged in the practice of his profession, trade or calling, or to any enrolled student or articulated apprentice under any of those Acts;

(b) any person in the business of funeral directing and embalming;

(c) a person employed in farming operations or as a domestic in a private residence;

(d) an employee of a municipal fire department;

(e) an employee of a steamship company or a railway company, other than a street railway company, who is engaged in the steamship or railway operations of the company;

(f) a stevedore or other person engaged in the operation of loading or unloading ships;

(g) a person engaged in the operation of a grain elevator;

(h) a person employed in commercial fishing;

(i) a person employed in the cultivation of flowers, fruits or vegetables; or

(j) a person employed,

(i) as an agent licensed under *The Insurance Act*,

(ii) as a salesman registered under *The Real Estate and Business Brokers Act*, or

(iii) in selling or soliciting orders for goods, wares and merchandise,

other than one thus employed at the employer's actual place of business, or thus employed where his working hours are established by the employer or can be verified by the employer. C.R.O. 1950, Reg. 144, s. 2; O. Reg. 102/52, ss. 1-3.

#### WORKING DAYS EXCEEDING EIGHT HOURS

3.—(1) Where an employer has by custom or practice established a working week of forty-eight hours or less for his industrial undertaking but the daily hours are in excess of eight hours, the employer may continue the established daily hours until otherwise ordered by the Board.

(2) Where an employer has reduced the number of hours in the working week in an industrial undertaking to conform to subsection 1 of section 2 of the Act but desires to establish a working week of less than six days, the employer may, with the approval of the Board, adopt a working day in excess of eight hours. C.R.O. 1950, Reg. 144, s. 3.

4. The Board may authorize working hours in excess of those prescribed by subsection 1 of section 2 of the Act in respect of any industrial undertaking or branch thereof where the Board is satisfied that the nature of the work or the perishable nature of raw material being processed requires the extended daily or weekly working hours. C.R.O. 1950, Reg. 144, s. 4.

5.—(1) An employer may, with the approval of the Board, provide for working hours of employees in excess of those prescribed by subsection 1 of section 2 of the Act but the working hours shall not exceed

(a) in the case of engineers, watchmen, firemen, shippers and other persons engaged in non-productive work, twelve hours in each week for each employee; and

- (b) in the case of all other employees, 100 hours in each year for each employee.

(2) The granting by the Board of its approval under subsection 1 does not preclude an employee from refusing to work for any period in excess of that prescribed by subsection 1 of section 2 of the Act. C.R.O. 1950, Reg. 144, s. 5.

6. The daily working hours prescribed by subsection 1 of section 2 of the Act may be exceeded in any industrial undertaking designated and defined as an industry under *The Industrial Standards Act* and the regulations thereunder to the extent provided by any schedule for that industry. C.R.O. 1950, Reg. 144, s. 6.

#### ELAPSE OF TIME FOR DAILY WORK PERIOD

7.—(1) The maximum number of hours that may elapse between the commencement and the termination of the daily work period or periods of an employee working in the restaurant industry shall be twelve.

(2) In subsection 1, "restaurant industry" means any establishment or industry, where in consideration of payment, food is,

- (a) prepared or cooked; and
- (b) served,

except where food and lodging are regularly furnished to the public or to the members of a club not organized for pecuniary gain. C.R.O. 1950, Reg. 144, s. 7.

8.—(1) Where work is performed under section 6 of the Act, the employer shall, within thirty days of the performance of the work, report the work to the Board, stating the reasons therefor.

(2) Work performed under section 6 of the Act shall not be included in calculating working hours under section 5. C.R.O. 1950, Reg. 144, s. 8.

## PART II

### VACATIONS WITH PAY

#### APPLICATION

9. This Part applies only in respect of the provisions of the Act relating to vacations with pay as distinguished from the provisions of the Act relating to hours of work. C.R.O. 1950, Reg. 144, s. 9.

#### INDUSTRIAL UNDERTAKING

10. For the purposes of the Act and this Part, "industrial undertaking" includes every establishment and undertaking and all work in or about every business, trade or occupation but does not include work by,

- (a) any employee who is qualified in a profession, trade or calling under any of the Acts named in clause a of section 2, and who is engaged in the practice of his profession, trade or calling, or to any enrolled student or articulated apprentice under any of those Acts;
- (b) any person in the business of funeral directing and embalming;
- (c) a person employed in farming operations or as a domestic in a private residence;
- (d) a person employed,
  - (i) as an agent licensed under *The Insurance Act*,

- (ii) as a salesman registered under *The Real Estate and Business Brokers Act*, or

- (iii) in selling or soliciting orders for goods, wares and merchandise,

other than one thus employed at the employer's actual place of business, or thus employed where his working hours are established by the employer or can be verified by the employer; or

- (e) a person employed in the cultivation of flowers, fruits or vegetables. C.R.O. 1950, Reg. 144, s. 10; O. Reg. 102/52, ss. 4, 5; O. Reg. 211/53, ss. 2-4.

11.—(1) In lieu of a vacation with pay, an employer shall pay to an employee who has ceased to be employed by the employer an amount equal to 2 per cent of his total earnings for the period in respect of which he is entitled to a vacation with pay.

(2) Subsection 1 applies only where an employee has been in the employ of the employer for more than three months, except,

- (a) employees working in the construction industry; and
- (b) employees whose employment is discontinued by the employer.

(3) A vacation-with-pay stamp book in Form 1 shall be issued by the Board to an employee, on request, for 35 cents.

(4) A vacation-with-pay credit stamp shall be in Form 2.

(5) The employer shall, within ten days after the employee presents a vacation-with-pay stamp book to the employer,

- (a) affix to the vacation-with-pay stamp book of the employee the requisite amount of vacation-with-pay credit stamps, purchased by the employer, in payment of the amount of vacation pay to which the employee is entitled under subsections 1 and 2; and
- (b) return the vacation-with-pay stamp book to the employee.

(6) The employer shall affix to the vacation-with-pay stamp book of an employee working in the construction industry the requisite amount of vacation-with-pay credit stamps, purchased by the employer, in payment of the amount of vacation pay to which the employee is entitled and return the vacation-with-pay stamp book to the employee,

- (a) within ten days after the employee, who has ceased to be employed by the employer, presents a vacation-with-pay stamp book to the employer; and
- (b) on the 30th day of June in each year where the employee has,
  - (i) not ceased to be employed by the employer, and
  - (ii) presented a vacation-with-pay stamp book to the employer.

(7) In this section "construction industry" includes all work in respect of the construction, erection, repair, remodelling or alteration of the whole or any part of a building, road or structure, whether above or below the surface of the earth. C.R.O. 1950, Reg. 144, s. 11; O. Reg. 27/53, s. 1.



12.—(1) Where an employee has been absent from his employment without authority or for a reason other than illness and the absence is in excess of one working day in each month of the working year, the employer may, in applying subsection 2 of section 2 of the Act, deduct the excess from the vacation.

(2) In applying subsection 1 of section 11 and clause b of subsection 2 of section 11 the employer may pro-rate the absence referred to in subsection 1 of this section. C.R.O. 1950, Reg. 144, s. 12.

13.—(1) A vacation-with-pay stamp book is not assignable.

- (2) An employee who,
- (a) personally presents his vacation-with-pay stamp book, on or after the 30th day of June ending the period for which the book is issued, to a branch of The Province of Ontario Savings Office or a branch of a chartered bank in Ontario; and
  - (b) signs the receipt for the cash equivalent of stamps in the place provided therefor in the book, in the presence of the person paying the cash,

shall be paid the cash equivalent to the stamps affixed therein. O. Reg. 131/56, s. 1.

PART III  
RECORDS

14.—(1) Every employer shall keep complete and accurate records showing,

- (a) the name and address of each of his employees;
- (b) the total number of hours in each day and week worked by each employee; and
- (c) the overtime hours worked by each employee in any day or week.

(2) Subsection 1 does not apply to the employees mentioned in section 3 of the Act.

(3) The Board may require any employer to file a certified copy of any part of his pay-roll records with the Board or to supply certified copies of any other records, or to make a return in such form as the Board orders pertaining to hours of employment and vacations with pay. C.R.O. 1950, Reg. 144, s. 14.

Form 1

*The Hours of Work and Vacations with Pay Act*  
VACATION-WITH-PAY STAMP BOOK

Serial No. ....  
Date of Issue. ....  
for the period July 1, 19... to June 30, 19...  
Full name of employee:

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Surname (family name) Print in block letters

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Given name Print in block letters

Address of employee. ....  
(street address)  
.....  
(city, town or P.O.)

.....  
(specimen signature of employee)

Change of address of employee  
.....  
.....

Affix stamps here

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Total Value of Stamps \$. . . .

IMPORTANT

The regulations provide that this vacation-with-pay stamp book cannot be assigned but must be presented personally by the employee to whom it is issued, on or after the 30th day of June ending the period for which the book is issued, to a branch of The Province of Ontario Savings Office or a branch of a chartered bank in Ontario.

Receipt for Cash Equivalent of Stamps

I, ....., acknowledge  
receipt of \$. . . . from .....,  
(name of savings office or bank)

being the cash equivalent of the stamps in this book.

Dated this, ..... day of ....., 19...

.....  
(signature of employee)

signed in presence of bank or savings office cashier

O. Reg. 131/56, Form 1.

Form 2

<div>Province of Ontario</div> <div><i>The Hours of Work and Vacations with Pay Act</i></div> <div><div>(denomination)</div></div> <div>Vacation-with-pay Credit Stamp</div>
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## Regulation 242

under The Industrial Standards Act

### ADVISORY COMMITTEES

1. An advisory committee of five members is established for the zone in column 1 of the Table to which the Schedule set opposite thereto in column 2 applies:

TABLE

ITEM	COLUMN 1	COLUMN 2
1	Belleville	Schedule for the carpentry industry
2	Brantford	Schedule for the painting and decorating industry
3	Brantford	Schedule for the plastering industry
4	Chatham	Schedule for the electrical repair-and-construction industry
5	Cornwall	Schedule for the bricklaying and stonemasonry industry
6	Cornwall	Schedule for the carpentry industry
7	Cornwall	Schedule for the electrical repair and construction industry
8	Cornwall	Schedule for the painting and decorating industry
9	Fort William—Port Arthur	Schedule for the barbering industry
10	Guelph	Schedule for the barbering industry
11	Hamilton	Schedule for the barbering industry
12	Hamilton	Schedule for the painting and decorating industry
13	Kenora—Keewatin	Schedule for the carpentry industry
14	Kingston	Schedule for the carpentry industry
15	London	Schedule for the electrical repair-and-construction industry
16	London	Schedule for the plumbing and heating industry
17	Ontario	Schedule for the ladies' cloak and suit industry
18	Ontario	Schedule for the men's and boys' clothing industry
19	Ontario	Schedule for the men's and boys' hat and cap industry

ITEM	COLUMN 1	COLUMN 2
20	Orillia	Schedule for the barbering industry
21	Ottawa	Schedule for the barbering industry
22	Ottawa	Schedule for the bricklaying and stonemasonry industry
23	Ottawa	Schedule for the carpentry industry
24	Ottawa	Schedule for the electrical repair and construction industry
25	Ottawa	Schedule for the lathing industry
26	Ottawa	Schedule for the painting and decorating industry
27	Ottawa	Schedule for the plastering industry
28	Ottawa	Schedule for the plumbing and heating industry
29	Ottawa	Schedule for the sheet-metal-work construction industry
30	Owen Sound	Schedule for the carpentry industry
31	Port Arthur—Fort William	Schedule for the plumbing and heating industry
32	St. Catharines	Schedule for the carpentry industry
33	St. Catharines	Schedule for the plastering industry
34	St. Thomas	Schedule for the barbering industry
35	Sarnia	Schedule for the electrical repair and construction industry
36	Sarnia—Point Edward	Schedule for the barbering industry
37	Sault Ste. Marie	Schedule for the painting and decorating industry
38	Stratford	Schedule for the barbering industry
39	Sudbury	Schedule for the carpentry industry
40	Toronto	Schedule for the painting and decorating industry

ITEM	COLUMN 1	COLUMN 2
41	Welland	Schedule for the electrical repair and construction industry
42	Welland	Schedule for the plumbing and heating industry
43	Windsor	Schedule for the carpentry industry
44	Windsor	Schedule for the electrical repair and construction industry
45	Windsor	Schedule for the plastering industry
46	Windsor	Schedule for the plumbing and heating industry
47	Windsor	Schedule for the sheet-metal-work construction industry
48	Windsor	Schedule for the bricklaying and stonemasonry industry
49	Belleville	Schedule for the plumbing and heating industry
50	Windsor	Schedule for the painting and decorating industry
51	London	Schedule for the painting and decorating industry
52	Port Arthur—Fort William	Schedule for the painting and decorating industry
53	Peterborough	Schedule for the painting and decorating industry
54	Ontario	Schedule for the millinery industry
55	Brantford	Schedule for the barbering industry
56	Kitchener—Waterloo	Schedule for the plastering industry
57	Oshawa	Schedule for the barbering industry
58	Pembroke	Schedule for the barbering industry
59	Metropolitan Toronto	Schedule for the barbering industry
60	Ontario	Schedule for the ladies' dress and sports-wear industry
61	Port Arthur—Fort William	Schedule for the bricklaying and stonemasonry industry
62	Kitchener-Waterloo	Schedule for the bricklaying and stonemasonry industry
63	Toronto	Schedule for the plastering industry
64	Kitchener-Waterloo	Schedule for the barbering industry

ITEM	COLUMN 1	COLUMN 2
65	Niagara Falls	Schedule for the painting and decorating industry
66	Oshawa—Whitby	Schedule for the plumbing and heating industry
67	Sault Ste. Marie	Schedule for the barbering industry
68	Burlington	Schedule for the barbering industry
69	Smith's Falls	Schedule for the barbering industry
70	Sarnia	Schedule for the plastering industry
71	Port Arthur—Fort William	Schedule for the electrical repair and construction industry
72	Lindsay	Schedule for the barbering industry
73	Hamilton	Schedule for the plastering industry
74	Windsor	Schedule for the barbering industry
75	Oakville	Schedule for the barbering industry
76	Oshawa—Whitby	Schedule for the painting and decorating industry
77	Niagara Falls	Schedule for the carpentry industry
78	Dundas	Schedule for the barbering industry
79	Oshawa—Whitby	Schedule for the bricklaying and stonemasonry industry
80	Oshawa—Whitby	Schedule for the plastering industry
81	Windsor	Schedule for the common-labourers construction industry
82	Cornwall	Schedule for the barbering industry
83	Woodstock	Schedule for the barbering industry
84	Kingston	Schedule for the painting and decorating industry
85	Kitchener—Waterloo	Schedule for the plumbing and heating industry
86	Sarnia	Schedule for the bricklaying and stonemasonry industry

O. Reg. 184/56, s. 1; O. Reg. 193/56, s. 1; O. Reg. 226/56, s. 1; O. Reg. 259/56, s. 1; O. Reg. 13/57, s. 1; O. Reg. 49/57, s. 1; O. Reg. 125/57, s. 1; O. Reg. 113/57, s. 1; O. Reg. 149/57, s. 1; O. Reg. 27/58, s. 1; O. Reg. 34/58, s. 1; O. Reg. 58/58, s. 1; O. Reg. 137/58, s. 1; O. Reg. 244/58, s. 1; O. Reg. 269/58, s. 1; O. Reg. 280/58, s. 1; O. Reg. 292/58, s. 1; O. Reg. 305/58, s. 1; O. Reg. 34/59, s. 1; O. Reg. 120/59, s. 1; O. Reg. 137/59, s. 1; O. Reg. 170/59, s. 1; O. Reg. 298/59, s. 1; O. Reg. 56/60, s. 1; O. Reg. 78/60, s. 1; O. Reg. 92/60, s. 1; O. Reg. 122/60, s. 1; O. Reg. 155/60, s. 1; O. Reg. 183/60, s. 1; O. Reg. 197/60; O. Reg. 278/60, s. 1.



## Regulation 243

under The Industrial Standards Act

### DESIGNATION OF HARD FURNITURE INDUSTRY

#### ZONE

1. The Province of Ontario is designated as a zone, to be known as the Ontario Zone, for the Hard Furniture Industry. C.R.O. 1950, Reg. 460, s. 1.

#### INDUSTRY

2. All work performed in respect of the manufacture of all wood products commonly known as furniture for houses, offices, schools, churches, theatres, institutions and public buildings, and performed in respect of radio cabinets and wood frames for upholstered furniture is designated as the Hard Furniture Industry. C.R.O. 1950, Reg. 460, s. 2, *revised*.

## Regulation 244

### under The Industrial Standards Act

#### DESIGNATION OF INDUSTRIES AND ZONES

##### PART I

##### ZONES

###### AMHERSTBURG ZONE

1.—(1) That part of Ontario described in paragraph 1 of Appendix A is designated as a zone, to be known as the Amherstburg Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 196/57, s. 2, *amended*.

###### BELLEVILLE ZONE

(2) That part of Ontario described in paragraph 2 of Appendix A is designated as a zone, to be known as the Belleville Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 1 (1), *amended*.

###### BRANTFORD ZONE

(3) That part of Ontario described in paragraph 3 of Appendix A is designated as a zone, to be known as the Brantford Zone, for any industry designated or defined in Part II as an industry for the purpose of the Act. O. Reg. 208/58, s. 2, *amended*.

###### BROCKVILLE ZONE

(4) That part of Ontario described in paragraph 4 of Appendix A is designated as a zone, to be known as the Brockville Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 1 (2), *amended*.

###### CHATHAM ZONE

(5) That part of Ontario described in paragraph 5 of Appendix A is designated as a zone, to be known as the Chatham Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 221/53, s. 1 (1), *amended*.

###### CORNWALL ZONE

(6) That part of Ontario described in paragraph 6 of Appendix A is designated as a zone, to be known as the Cornwall Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act.

###### FORT FRANCES ZONE

(7) That part of Ontario described in paragraph 7 of Appendix A is designated as a zone, to be known as the Fort Frances Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 1 (3, 4), *amended*.

###### GUELPH ZONE

(8) That part of Ontario described in paragraph 8 of Appendix A is designated as a zone, to be known as the Guelph Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 66/60, s. 1, *amended*.

###### HAMILTON ZONE

(9) That part of Ontario described in paragraph 9 of Appendix A is designated as a zone, to be known as

the Hamilton Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 37/51, s. 1, *amended*.

###### KENORA-KEEWATIN ZONE

(10) That part of Ontario described in paragraph 10 of Appendix A is designated as a zone, to be known as the Kenora-Keewatin Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 68/55, s. 1 (1), *amended*.

###### KINGSTON ZONE

(11) That part of Ontario described in paragraph 11 of Appendix A is designated as a zone, to be known as the Kingston Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 1 (5), *amended*.

###### KITCHENER-WATERLOO ZONE

(12) That part of Ontario described in paragraph 12 of Appendix A is designated as a zone, to be known as the Kitchener-Waterloo Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 89/55, s. 1 (1), *amended*.

###### LONDON ZONE

(13) That part of Ontario described in paragraph 13 of Appendix A is designated as a zone, to be known as the London Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 1 (6), *amended*.

###### NIAGARA FALLS ZONE

(14) That part of Ontario described in paragraph 14 of Appendix A is designated as a zone, to be known as the Niagara Falls Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 67/51, s. 1, *amended*.

###### OSHAWA-WHITBY ZONE

(15) That part of Ontario described in paragraph 15 of Appendix A is designated as a zone, to be known as the Oshawa-Whitby Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act.

###### OTTAWA ZONE

(16) That part of Ontario described in paragraph 16 of Appendix A is designated as a zone, to be known as the Ottawa Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act.

###### OWEN SOUND ZONE

(17) That part of Ontario described in paragraph 17 of Appendix A is designated as a zone, to be known as the Owen Sound Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act.

###### PETERBOROUGH ZONE

(18) That part of Ontario described in paragraph 18 of Appendix A is designated as a zone, to be known as the Peterborough Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act.

## PORT ARTHUR-FORT WILLIAM ZONE

(19) That part of Ontario described in paragraph 19 of Appendix A is designated as a zone, to be known as the Port Arthur-Fort William Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act.

## ST. CATHARINES ZONE

(20) That part of Ontario described in paragraph 20 of Appendix A is designated as a zone, to be known as the St. Catharines Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 1 (7-12), *amended*.

## SARNIA ZONE

(21) That part of Ontario described in paragraph 21 of Appendix A is designated as a zone, to be known as the Sarnia Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 334/52, s. 1, *amended*.

## SAULT STE. MARIE ZONE

(22) That part of Ontario described in paragraph 22 of Appendix A is designated as a zone, to be known as the Sault Ste. Marie Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 94/51, s. 1, *amended*.

## SUDBURY ZONE

(23) That part of Ontario described in paragraph 23 of Appendix A is designated as a zone, to be known as the Sudbury Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 100/52, s. 1, *amended*.

## TIMMINS ZONE

(24) That part of Ontario described in paragraph 24 of Appendix A is designated as a zone, to be known as the Timmins Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act.

## TORONTO ZONE

(25) That part of Ontario described in paragraph 25 of Appendix A is designated as a zone, to be known as the Toronto Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act.

## TRENTON ZONE

(26) That part of Ontario described in paragraph 26 of Appendix A is designated as a zone, to be known as the Trenton Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 1 (13-15), *amended*.

## WELLAND ZONE

(27) That part of Ontario described in paragraph 27 of Appendix A is designated as a zone, to be known as the Welland Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. O. Reg. 328/52, s. 1, *amended*.

## WINDSOR ZONE

(28) That part of Ontario described in paragraph 28 of Appendix A is designated as a zone, to be known as the Windsor Zone, for any industry designated or defined in Part II as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 1 (16), *amended*.

## PART II

## INDUSTRIES

## BRICKLAYING AND STONEMASONRY INDUSTRY

2.—(1) The Bricklaying and Stonemasonry Industry as defined in paragraph 1 of Appendix B is designated as an industry for the purposes of the Act.

## CARPENTRY INDUSTRY

(2) The Carpentry Industry as defined in paragraph 2 of Appendix B is designated as an industry for the purposes of the Act.

## COMMON LABOURERS CONSTRUCTION INDUSTRY

(3) The Common Labourers Construction Industry as defined in paragraph 3 of Appendix B is designated as an industry for the purposes of the Act.

## ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(4) The Electrical Repair and Construction Industry as defined in paragraph 4 of Appendix B is designated as an industry for the purposes of the Act.

## LATHING INDUSTRY

(5) The Lathing Industry as defined in paragraph 5 of Appendix B is designated as an industry for the purposes of the Act.

## PAINTING AND DECORATING INDUSTRY

(6) The Painting and Decorating Industry as defined in paragraph 6 of Appendix B is designated as an industry for the purposes of the Act.

## PLASTERING INDUSTRY

(7) The Plastering Industry as defined in paragraph 7 of Appendix B is designated as an industry for the purposes of the Act.

## PLUMBING AND HEATING INDUSTRY

(8) The Plumbing and Heating Industry as defined in paragraph 8 of Appendix B is designated as an industry for the purposes of the Act.

## SHEET-METAL WORK CONSTRUCTION INDUSTRY

(9) The Sheet-Metal Work Construction Industry as defined in paragraph 9 of Appendix B is designated as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 2, Part II.

## PART III

## ZONES

## ARNPRIOR ZONE

3.—(1) That part of Ontario described in paragraph 1 of Appendix C is designated as a zone, to be known as the Arnprior Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## AURORA ZONE

(2) That part of Ontario described in paragraph 2 of Appendix C is designated as a zone, to be known as the Aurora Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## AYLMER ZONE

(3) That part of Ontario described in paragraph 3 of Appendix C is designated as a zone, to be known as

the Aylmer Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BARRIE ZONE

(4) That part of Ontario described in paragraph 4 of Appendix C is designated as a zone, to be known as the Barrie Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BEAMSVILLE ZONE

(5) That part of Ontario described in paragraph 5 of Appendix C is designated as a zone, to be known as the Beamsville Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BELLEVILLE ZONE

(6) That part of Ontario described in paragraph 6 of Appendix C is designated as a zone, to be known as the Belleville Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BLYTH ZONE

(7) That part of Ontario described in paragraph 7 of Appendix C is designated as a zone, to be known as the Blyth Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BRACEBRIDGE ZONE

(8) That part of Ontario described in paragraph 8 of Appendix C is designated as a zone, to be known as the Bracebridge Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BRAMPTON ZONE

(9) That part of Ontario described in paragraph 9 of Appendix C is designated as a zone, to be known as the Brampton Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BRANTFORD ZONE

(10) That part of Ontario described in paragraph 10 of Appendix C is designated as a zone, to be known as the Brantford Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BROCKVILLE ZONE

(11) That part of Ontario described in paragraph 11 of Appendix C is designated as a zone, to be known as the Brockville Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BRUSSELS ZONE

(12) That part of Ontario described in paragraph 12 of Appendix C is designated as a zone, to be known as the Brussels Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### BURLINGTON ZONE

(13) That part of Ontario described in paragraph 13 of Appendix C is designated as a zone, to be known as the Burlington Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### CARLETON PLACE ZONE

(14) That part of Ontario described in paragraph 14 of Appendix C is designated as a zone, to be known as the Carleton Place Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### CLINTON ZONE

(15) That part of Ontario described in paragraph 15 of Appendix C is designated as a zone, to be known as the Clinton Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### CLINTON-LOUTH TOWNSHIPS ZONE

(16) That part of Ontario described in paragraph 16 of Appendix C is designated as a zone, to be known as the Clinton-Louth Townships Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### COBOURG ZONE

(17) That part of Ontario described in paragraph 17 of Appendix C is designated as a zone, to be known as the Cobourg Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### COLLINGWOOD ZONE

(18) That part of Ontario described in paragraph 18 of Appendix C is designated as a zone, to be known as the Collingwood Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### CORNWALL ZONE

(19) That part of Ontario described in paragraph 19 of Appendix C is designated as a zone, to be known as the Cornwall Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 3 (1-19), *amended*.

#### DUNDAS ZONE

(20) That part of Ontario described in paragraph 20 of Appendix C is designated as a zone, to be known as the Dundas Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. O. Reg. 295/59, s. 1, *amended*.

#### ELORA ZONE

(21) That part of Ontario described in paragraph 21 of Appendix C is designated as a zone, to be known as the Elora Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### ESSEX COUNTY ZONE

(22) That part of Ontario described in paragraph 22 of Appendix C is designated as a zone, to be known as the Essex County Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### FERGUS ZONE

(23) That part of Ontario described in paragraph 23 of Appendix C is designated as a zone, to be known as the Fergus Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### FORT WILLIAM-PORT ARTHUR ZONE

(24) That part of Ontario described in paragraph 24 of Appendix C is designated as a zone, to be known as the Fort William-Port Arthur Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. O. Reg. 12/51, s. 1, *amended*.



## GALT ZONE

(25) That part of Ontario described in paragraph 25 of Appendix C is designated as a zone, to be known as the Galt Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## GODERICH ZONE

(26) That part of Ontario described in paragraph 26 of Appendix C is designated as a zone, to be known as the Goderich Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## GRAVENHURST ZONE

(27) That part of Ontario described in paragraph 27 of Appendix C is designated as a zone, to be known as the Gravenhurst Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## GRIMSBY ZONE

(28) That part of Ontario described in paragraph 28 of Appendix C is designated as a zone, to be known as the Grimsby Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## GUELPH ZONE

(29) That part of Ontario described in paragraph 29 of Appendix C is designated as a zone, to be known as the Guelph Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## HAMILTON ZONE

(30) That part of Ontario described in paragraph 30 of Appendix C is designated as a zone, to be known as the Hamilton Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## HESPELER ZONE

(31) That part of Ontario described in paragraph 31 of Appendix C is designated as a zone, to be known as the Hespeler Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## HUNTSVILLE ZONE

(32) That part of Ontario described in paragraph 32 of Appendix C is designated as a zone, to be known as the Huntsville Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## KINGSTON ZONE

(33) That part of Ontario described in paragraph 33 of Appendix C is designated as a zone, to be known as the Kingston Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## KITCHENER-WATERLOO ZONE

(34) That part of Ontario described in paragraph 34 of Appendix C is designated as a zone, to be known as the Kitchener-Waterloo Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## LINDSAY ZONE

(35) That part of Ontario described in paragraph 35 of Appendix C is designated as a zone, to be known as

the Lindsay Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## LONDON ZONE

(36) That part of Ontario described in paragraph 36 of Appendix C is designated as a zone, to be known as the London Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## LUCKNOW ZONE

(37) That part of Ontario described in paragraph 37 of Appendix C is designated as a zone, to be known as the Lucknow Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## MIDLAND ZONE

(38) That part of Ontario described in paragraph 38 of Appendix C is designated as a zone, to be known as the Midland Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## NEWMARKET ZONE

(39) That part of Ontario described in paragraph 39 of Appendix C is designated as a zone, to be known as the Newmarket Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## NIAGARA FALLS ZONE

(40) That part of Ontario described in paragraph 40 of Appendix C is designated as a zone, to be known as the Niagara Falls Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## NORTH BAY ZONE

(41) That part of Ontario described in paragraph 41 of Appendix C is designated as a zone, to be known as the North Bay Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 3 (20-40), *amended*.

## OAKVILLE ZONE

(42) That part of Ontario described in paragraph 42 of Appendix C is designated as a zone, to be known as the Oakville Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. O. Reg. 218/59, s. 1, *amended*.

## ORILLIA ZONE

(43) That part of Ontario described in paragraph 43 of Appendix C is designated as a zone, to be known as the Orillia Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## OSHAWA ZONE

(44) That part of Ontario described in paragraph 44 of Appendix C is designated as a zone, to be known as the Oshawa Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## OTTAWA ZONE

(45) That part of Ontario described in paragraph 45 of Appendix C is designated as a zone, to be known as the Ottawa Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## OWEN SOUND ZONE

(46) That part of Ontario described in paragraph 46 of Appendix C is designated as a zone, to be known as the Owen Sound Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PARIS ZONE

(47) That part of Ontario described in paragraph 47 of Appendix C is designated as a zone, to be known as the Paris Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PEMBROKE ZONE

(48) That part of Ontario described in paragraph 48 of Appendix C is designated as a zone, to be known as the Pembroke Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PENETANGUISHENE ZONE

(49) That part of Ontario described in paragraph 49 of Appendix C is designated as a zone, to be known as the Penetanguishene Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PERTH ZONE

(50) That part of Ontario described in paragraph 50 of Appendix C is designated as a zone, to be known as the Perth Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PETERBOROUGH ZONE

(51) That part of Ontario described in paragraph 51 of Appendix C is designated as a zone, to be known as the Peterborough Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PORT BURWELL ZONE

(52) That part of Ontario described in paragraph 52 of Appendix C is designated as a zone, to be known as the Port Burwell Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PORT HOPE ZONE

(53) That part of Ontario described in paragraph 53 of Appendix C is designated as a zone, to be known as the Port Hope Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PORT MCNICOLL ZONE

(54) That part of Ontario described in paragraph 54 of Appendix C is designated as a zone, to be known as the Port McNicoll Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## PRESTON ZONE

(55) That part of Ontario described in paragraph 55 of Appendix C is designated as a zone, to be known as the Preston Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## RENFREW ZONE

(56) That part of Ontario described in paragraph 56 of Appendix C is designated as a zone, to be known as the Renfrew Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## ST. CATHARINES ZONE

(57) That part of Ontario described in paragraph 57 of Appendix C is designated as a zone, to be known as the St. Catharines Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## ST. MARY'S ZONE

(58) That part of Ontario described in paragraph 58 of Appendix C is designated as a zone, to be known as the St. Mary's Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## ST. THOMAS ZONE

(59) That part of Ontario described in paragraph 59 of Appendix C is designated as a zone, to be known as the St. Thomas Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## SARNIA-POINT EDWARD ZONE

(60) That part of Ontario described in paragraph 60 of Appendix C is designated as a zone, to be known as the Sarnia-Point Edward Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 3 (41-59), *amended*.

## SAULT STE. MARIE ZONE

(61) That part of Ontario described in paragraph 61 of Appendix C is designated as a zone, to be known as the Sault Ste. Marie Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. O. Reg. 103/58, s. 3, *amended*.

## SEAFORTH ZONE

(62) That part of Ontario described in paragraph 62 of Appendix C is designated as a zone, to be known as the Seaforth Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## SMITH'S FALLS ZONE

(63) That part of Ontario described in paragraph 63 of Appendix C is designated as a zone, to be known as the Smith's Falls Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## SPRINGFIELD ZONE

(64) That part of Ontario described in paragraph 64 of Appendix C is designated as a zone, to be known as the Springfield Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## STRATFORD ZONE

(65) That part of Ontario described in paragraph 65 of Appendix C is designated as a zone, to be known as the Stratford Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## TEESWATER ZONE

(66) That part of Ontario described in paragraph 66 of Appendix C is designated as a zone, to be known as the Teeswater Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

## TILLSONBURG ZONE

(67) That part of Ontario described in paragraph 67 of Appendix C is designated as a zone, to be known as

the Tillsonburg Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 3 (60-66), *amended*.

#### METROPOLITAN TORONTO ZONE

(68) That part of Ontario described in paragraph 68 of Appendix C is designated as a zone, to be known as the Metropolitan Toronto Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. O. Reg. 28/55, s. 2 (1), *amended*.

#### VICTORIA HARBOUR ZONE

(69) That part of Ontario described in paragraph 69 of Appendix C is designated as a zone, to be known as the Victoria Harbour Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### VIENNA ZONE

(70) That part of Ontario described in paragraph 70 of Appendix C is designated as a zone, to be known as the Vienna Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### WINDSOR ZONE

(71) That part of Ontario described in paragraph 71 of Appendix C is designated as a zone, to be known as the Windsor Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### WINGHAM ZONE

(72) That part of Ontario described in paragraph 72 of Appendix C is designated as a zone, to be known as the Wingham Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act.

#### WOODSTOCK ZONE

(73) That part of Ontario described in paragraph 73 of Appendix C is designated as a zone, to be known as the Woodstock Zone, for any industry designated or defined in Part IV as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 3 (68-72), *amended*.

### PART IV

#### INDUSTRIES

##### BARBERING INDUSTRY

4.—(1) The Barbering Industry as defined in paragraph 1 of Appendix D is designated as an industry for the purposes of the Act.

##### TAXI-CAB INDUSTRY

(2) The Taxi-cab Industry as defined in paragraph 2 of Appendix D is designated as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 4.

### PART V

#### ONTARIO ZONE

5. The whole of Ontario is designated as a zone, to be known as the Ontario Zone, for any industry designated or defined in Part VI as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 5, *amended*.

### PART VI

#### LADIES' CLOAK AND SUIT INDUSTRY

6.—(1) The Ladies' Cloak and Suit Industry as defined in paragraph 1 of Appendix E is designated as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 6 (1).

#### LADIES' DRESS AND SPORTS-WEAR INDUSTRY

(2) The Ladies' Dress and Sports-wear Industry as defined in paragraph 2 of Appendix E is designated as an industry for the purposes of the Act. O. Reg. 220/56, s. 1.

#### MEN'S AND BOYS' CLOTHING INDUSTRY

(3) The Men's and Boys' Clothing Industry as defined in paragraph 3 of Appendix E is designated as an industry for the purposes of the Act.

#### MEN'S AND BOYS' HAT AND CAP INDUSTRY

(4) The Men's and Boys' Hat and Cap Industry as defined in paragraph 4 of Appendix E is designated as an industry for the purposes of the Act. C.R.O. 1950, Reg. 227, s. 6 (2, 3).

#### MILLINERY INDUSTRY

(5) The Millinery Industry as defined in paragraph 5 of Appendix E is designated as an industry for the purposes of the Act. O. Reg. 3/51, s. 1.

### APPENDIX A

#### AMHERSTBURG ZONE

1. The Town of Amherstburg and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the production northerly of the easterly limit of the road allowance between concessions 3 and 4, in the Township of Anderdon, meets the northerly limit of the road allowance between the townships of Anderdon and Sandwich West; thence westerly along the northerly limit to the easterly bank of the Detroit River; thence southerly, south-easterly and easterly, along the easterly bank of the Detroit River and the northerly shore of Lake Erie to the limit between lots 57 and 58, in the Township of Malden; thence northerly along the limit between lots 57 and 58 to the north limit of that part of the King's Highway known as No. 18A; thence north-westerly, northerly and westerly, along the north-easterly, easterly and northerly limits of the King's Highway to the easterly limit of the road allowance between concessions 4 and 5, in the Township of Malden; thence northerly along the easterly limit to the northerly limit of the road allowance between the townships of Malden and Anderdon; thence westerly along the northerly limit to the easterly limit of the road allowance between concessions 3 and 4, in the Township of Anderdon; thence northerly along the easterly limit and its production northerly to the place of beginning. O. Reg. 196/57, s. 3.

#### BELLEVILLE ZONE

2. The City of Belleville and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the east side of the road between lots 24 and 25 in the Township of Sidney in the County of Hastings meets the high-water mark of the northern shore of the Bay of Quinte; thence northerly along the east side of that road across concessions 1, 2 and 3 to the south side of a road in Lot 25 in Concession 4; thence easterly along the south side of that road across lots 25 to 38, both inclusive, in Concession 4, to the boundary between the townships of Sidney and Thurlow; thence northerly along that



boundary to the line between concessions 4 and 5 in the Township of Thurlow; thence easterly along that line and its production easterly to the production northerly of the westerly limit of Lot 12 in Concession 4; thence southerly along that production and westerly limit to the line between concessions 4 and 3 in the Township of Thurlow; thence easterly along that line to the easterly side of Lot 25 in Concession 3, in the Township of Thurlow; thence southerly along the easterly side of Lot 25 across concessions 3, 2 and 1 and 1 Broken Front to the high-water mark of the northerly shore of Big Bay of the Bay of Quinte; thence westerly along that high-water mark to the line between lots 20 and 21 in the Township of Thurlow; thence southerly along the production southerly of the line between lots 20 and 21 to the centre line of Big Bay; thence southwesterly along the centre line of Big Bay and Muscote Bay of the Bay of Quinte to the production easterly of the boundary between the townships of Sophiasburg and Ameliasburg in the County of Prince Edward; thence westerly along the production and boundary between the townships of Sophiasburg and Ameliasburg to the westerly limit of the Township of Sophiasburg; thence westerly along the line between concessions 3 and 4 in the Township of Ameliasburg to the southerly limit of King's Highway No. 14; thence easterly along the southerly limit of the King's Highway No. 14 to the southerly side of the road between concessions 3 and 4; thence westerly along the southerly side of the road and its production westerly to the line between lots 77 and 78 in the Township of Ameliasburg; thence northerly along that line to the high-water mark of the southern shore of the Bay of Quinte; thence northeasterly across the Bay of Quinte to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 1.

## BRANTFORD ZONE

3. The City of Brantford and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the centre line of the road allowance between concessions 3 and 4 meets the production southerly of the line between lots 38 and 39 in Concession 3 in the Township of Brantford; thence northerly along the production and the line between lots 38 and 39 and its production northerly to the centre line of the road allowance between concessions 2 and 3; thence westerly along the centre line of the road allowance to the centre line of the road allowance between Concession 2 and the W. K. Smith Tract; thence westerly along that centre line to the centre line of the road allowance between Concession 2 and the Smith and Kerby Tract; thence westerly, northwesterly and southwesterly along the last-mentioned road allowance to the centre line of the road allowance between concessions 2 and 3; thence westerly along the centre line of the last-mentioned road allowance to the line between lots 32 and 33 produced southerly; thence northerly along the production and the line between lots 32 and 33 and its production northerly to the centre line of the road allowance between concessions 1 and 2; thence westerly along the centre line of the road allowance to the line between lots 29 and 30 in Concession 2 produced northerly; thence southerly along the production and the line between lots 29 and 30 to a point distant 1,000 feet measured northerly along the line between lots 29 and 30 from the southerly limit of Concession 2; thence westerly parallel to and distant 1,000 feet measured northerly and perpendicularly from the southerly limit of Concession 2 to a point in the line between lots 25 and 26 in Concession 2; thence southerly along the line between lots 25 and 26 in Concession 2 to and southerly across the road allowance between concessions 2 and 3 to the line between lots 25 and 26 in Concession 3; thence southerly along the line between lots 25 and 26 in Concession 3 to a point in the high-water mark on the left-hand shore of the Grand River down-stream; thence southeasterly and southerly along the high-water mark to the city limit of the City of Brantford; thence in a general southerly direction along the city limit to the most northerly angle of the Brant Farm Tract; thence

southwesterly in a straight line across Brant Farm Tract and Clench Tract to an angle in the northwesterly limit of the Stewart and Ruggles Tract; thence southwesterly along the northwesterly limit to a point distant 2,640 feet measured perpendicularly from the northeasterly limit of Lot 13 in the First Range East of Mount Pleasant Road; thence southwesterly parallel to and distant 2,640 feet measured northeasterly and perpendicularly from the northwesterly limit of Lot 13 to its intersection by the production northeasterly in a straight line of the southeasterly limit of Lot 13; thence northeasterly along the production of the southeasterly limit of Lot 13 to a point in the high-water mark on the left-hand shore down-stream of the Grand River; thence in a general northeasterly direction following the high-water mark to the southwesterly limit of Lot 2 in the Front Concession west of Mohawk Mission in the Township of Onondaga; thence southeasterly along the southwesterly limit to the production southwesterly in a straight line of the southeasterly limit of Lot 28 in the Farley Tract in the Township of Brantford; thence northeasterly along the production and the southeasterly limit of Lot 28 to the most easterly angle of Lot 28; thence northerly along the easterly limit of the road between lots 12 and 13 in the Joseph Johnson Grant and its production northerly to the centre line of the Hamilton and Brantford Road; thence westerly along the centre line to the production southerly of the centre line of the road between lots 9 and 11 in the Joseph Johnson Grant; thence northerly along the centre line to the centre line of the road between the Joseph Johnson Grant and the Farley Tract; thence northwesterly along the last-mentioned centre line to the northwesterly limit of the road between lots 4 and 5 in the Joseph Johnson Grant produced southwesterly; thence northwesterly along the southwesterly limit of Lot 4 in the Joseph Johnson Grant to the most westerly angle of Lot 4; thence westerly in a straight line across Lot 1 in the Joseph Thomas Grant to the intersection of the westerly limit of Lot 1 with the centre line of the road allowance between concessions 3 and 4 in the Township of Brantford; thence westerly along the centre line to the place of beginning. O. Reg. 208/58, s. 3.

## BROCKVILLE ZONE

4. The Town of Brockville and the suburban area adjacent thereto and lying within a line drawn as follows: beginning at a point where the production southeasterly of the northeasterly side of the road allowance between lots 2 and 3 in Concession 1 of the Township of Elizabethtown is intersected by the international boundary between Canada and the United States of America; thence northwesterly along that production and the northeasterly side of the road allowance and its production northwesterly to the southwesterly side of the road in Lot 2 in Concession 2; thence northwesterly along the southwesterly side of that road to and extending southwesterly along the southeasterly side of the road allowance between concessions 2 and 3, to and extending southeasterly along the southwesterly side of the road in Lot 21 in Concession 2 and its production southeasterly to the northeasterly limit of County Highway No. 6; thence southeasterly along the northeasterly limit of the County Highway to the production northwesterly of the southeasterly side of the road allowance between concessions 1 and 2; thence southwesterly along that production and the southeasterly side of the road allowance, to and extending southeasterly along the southwesterly side of the road allowance between lots 21 and 22 in Concession 1 and its production southeasterly to the international boundary between Canada and the United States of America; thence northeasterly along that boundary to the point of beginning. C.R.O. 1950, Reg. 227, App. A, s. 2.

## CHATHAM ZONE

5. The City of Chatham and the suburban area adjacent thereto and lying within a line drawn as



follows: beginning where the production southeasterly of the centre line of the road allowance between Lot 18 in Concession A and Lot 19 in Concession IV E.B. meets the centre line of the road allowance between concessions VIII and A in the Township of Raleigh; thence northwesterly along the production and centre line of the road allowance between Lot 18 in concessions A and VII and Lot 19 in concessions IV E.B. and III E.B., to its intersection with the centre line of the road allowance between concessions VI and VII; thence southwesterly along the centre line to the production southeasterly of the line between lots 16 and 17 in Concession VI; thence northwesterly along the production and the line between lots 16 and 17 produced to the centre line of the road allowance between concessions V and VI; thence northeasterly along that centre line to the production southeasterly of the line between lots 16 and 17 in Concession V; thence northwesterly along the production and the line between lots 16 and 17 to the road allowance between concessions IV and V; thence northwesterly across the last-mentioned road allowance to the line between lots 16 and 17 in Concession IV; thence northwesterly along the line between lots 16 and 17 in concessions IV and III, and its production to the boundary between the townships of Raleigh and Dover; thence southeasterly, easterly and northeasterly, along the boundary to the production southeasterly of the centre line of the road allowance between lots 19 and 20 in Concession I in the Township of Dover; thence northwesterly along the last-mentioned production and centre line to the production southwesterly of the centre line of the road allowance between concessions I and II; thence northeasterly along the last-mentioned production and centre line to the production southeasterly of the centre line of a road in Lot 22 in Concession II, being also the production southeasterly of Baldoon Street; thence northwesterly along the last-mentioned production and centre line of the road in Lot 22 in Concession II, to and along the centre line of Baldoon Street in Concession III to its intersection with the centre line of the road allowance between concessions III and IV; thence northeasterly along the centre line of the road allowance between concessions III and IV to the centre line of the road allowance between the townships of Dover and Chatham; thence northeasterly along the centre line of the road allowance between concessions III and IV in the Township of Chatham to the production northwesterly of the line between lots 3 and 4 in Concession III; thence southeasterly along the last-mentioned production and line to the road allowance between concessions III and II; thence southeasterly across the road allowance to the line between lots 3 and 4 in Concession II; thence southeasterly along the line between lots 3 and 4 in Concession II produced to the centre line of the road allowance between concessions II and I; thence northeasterly along the road allowance between concessions I and II and its production northeasterly at the jog therein in Lot 9 to the centre line of the road allowance between lots 9 and 10 in Concession I; thence southeasterly along the centre line and its production southeasterly to the boundary between the townships of Chatham and Harwich; thence southwesterly along the boundary to the production northwesterly of the centre line of the road allowance between lots 6 and 7 in Concession III R.T.; thence southeasterly along the last-mentioned production and centre line and its production northeasterly to the centre line of the road allowance between concessions III R.T. and IV R.T.; thence southwesterly along that centre line to the production northwesterly of the southwesterly limit of Lot 6 in Concession IV R.T.; thence southeasterly along the production and the southwesterly limit of Lot 6 in Concession IV R.T. across concession V R.T. and VI R.T. to the production northeasterly of the centre line of the road allowance between concessions IV W.B. and V W.B., River Thames Survey; thence southwesterly along the last-mentioned production and centre line and its production southwesterly to the centre line of the road allowance between the townships of Harwich and Raleigh; thence southeasterly along the centre line of the last-mentioned road allowance to the production northeasterly of the

centre line of the road allowance between Concession IV E.B., River Thames Survey, and Concession VIII in the Township of Raleigh; thence southwesterly along the last-mentioned production and centre line to the place of beginning. O. Reg. 221/53, s. 2 (2).

#### CORNWALL ZONE

6. The City of Cornwall and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the easterly limit of Lot 8 in Concession 1, fronting on the River St. Lawrence, meets the high-water mark of the northerly shore of the St. Lawrence River; thence northerly along the easterly limit of Lot 8 to the northerly limit of Concession 1, fronting on the River St. Lawrence; thence westerly along the northerly limit of Concession 1, fronting on the River St. Lawrence, to the westerly limit of a road between Lot 1 in Concession 1 and lots 26 in concessions 1 and 2, fronting on the River St. Lawrence; thence northerly along the westerly limit following the windings and turnings of the said road and its continuation northerly to the southerly limit of a road leading from Martintown to St. Andrews West; thence in a southwesterly direction along the southerly limit of the road leading from Martintown to St. Andrews West to the easterly limit of Lot 6 in Concession 6, in the Township of Cornwall; thence northerly along the easterly limit of Lot 6, across the River Aux Raisins, to the southerly limit of the road north of the River Aux Raisins; thence in a westerly direction along the southerly limit of the road, north of the River Aux Raisins, through lots 6 to 17, both inclusive, in Concession 6, to the easterly limit of a road running southerly through Lot 17; thence in a southerly direction along the road through lots 17 in concessions 6 and 5 to the southerly limit of a road running in a southwesterly direction through Concession 5; thence in a southwesterly direction along the southerly limit of the road through lots 17 to 29, both inclusive, in Concession 5 and lots 29 and 30 in Concession 4 to the easterly limit of the road allowance between lots 30 and 31 in Concession 4; thence southerly along the easterly limit of the road allowance between lots 30 and 31 to the high-water mark of the St. Lawrence River; thence easterly along the high-water mark of the northerly shore of the St. Lawrence River to the place of beginning. O. Reg. 239/56, s. 1 (2).

#### FORT FRANCES ZONE

7. The Town of Fort Frances and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the westerly limit of the Town of Fort Frances meets the high-water mark of the northerly shore of Rainy River; thence northerly along the westerly limit to the northwest angle of the town; thence easterly along the northerly limit of the town to an angle therein; thence southerly along the boundary between the town and the Indian Reserve No. 18B to the southwesterly angle of the reserve; thence easterly along the boundary between the town and the reserve to the northwest angle of Indian Reserve No. 16A; thence easterly along the northerly limit of that reserve to the high-water mark of the westerly shore of Rainy Lake; thence in a general southerly direction along that high-water mark to where it meets the high-water mark of the shore of Rainy River; thence in a general southwesterly direction along the last-mentioned high-water mark to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 4.

#### GUELPH ZONE

8. The City of Guelph and the suburban area adjacent thereto and lying within a line drawn as follows: beginning at the most southerly corner of Lot 6, Concession 8, Division C, in the Township of Guelph; thence in a southeasterly direction along the northeasterly limit of the road allowance between lots 5 and 6, concessions 7, 6, 5, 4, 3, 2 and 1, Division C,

in the Township of Guelph, and its production to a point in the southeasterly limit of the road allowance between the townships of Guelph and Puslinch; thence southwesterly along the said southeasterly limit to its intersection with the northeasterly limit of the road allowance between concessions 9 and 10 in the Township of Puslinch; thence southeasterly along the said northeasterly limit to the southerly corner of Lot 3, Concession 10, in the Township of Puslinch; thence southwesterly along the southeasterly limit of Lot 3 in each of concessions 9, 8 and 7 to the southwesterly limit of the road allowance between concessions 5 and 7 in the Township of Puslinch; thence northwesterly along the southwesterly limit of the road allowance between concessions 5 and 7 and concessions 6 and 7 to the southeasterly limit of the road allowance between the townships of Puslinch and Guelph; thence southwesterly along the southeasterly limit of the road allowance between the townships of Puslinch and Guelph to the southwesterly limit of the road allowance between divisions B and E in the Township of Guelph; thence northwesterly along the southwesterly limit of the road allowance between divisions B and E to the production southwesterly of the southeasterly limit of Lot 6, Concession 6, Division D, in the Township of Guelph; thence northeasterly along the said production and along the southeasterly limit of Lot 6 in each of concessions 6, 5, 4, 3, 2 and 1, Division D, and the continuation northeasterly thereof, along the division line between concessions 7 and 8, Division C, to the place of beginning. O. Reg. 66/60, s. 2.

#### HAMILTON ZONE

9. The City of Hamilton and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the easterly limit of Lot 21 in the Broken Front Concession in the Township of Saltfleet meets the high-water mark of the southerly shore of Lake Ontario; thence southerly along the westerly limit of the road allowance between lots 20 and 21, across the Broken Front Concession and concessions 1 to 8, both inclusive, to the southeast angle of Lot 21 in Concession 8 in the Township of Saltfleet; thence westerly along the northerly limit of the road allowance between the townships of Saltfleet and Binbrook to the northeasterly limit of the road allowance between the townships of Saltfleet and Glanford; thence northwesterly along that limit to the northerly limit of the road allowance between the townships of Barton and Glanford; thence westerly along the last-mentioned limit to the southwest angle of Lot 21 in Concession 8 in the Township of Barton; thence westerly along the northerly limit of the road allowance between concessions 3 and 4 in the Township of Ancaster to the southwest angle of Lot 37 in Concession 3 in the Township of Ancaster; thence northerly along the easterly limit of the road allowance between lots 36 and 37 in Concession 3 to the northwest angle of Lot 37 in Concession 3; thence northerly along the production northerly of the westerly limit of Lot 37 in Concession 3, across the road allowance between concessions 2 and 3 to the southerly limit of Lot 36 in Concession 2; thence easterly along the northerly limit of the road allowance between concessions 2 and 3 to the southwest angle of Lot 37 in Concession 2; thence northerly along the westerly limit of Lot 37 across concessions 2 and 1 to the northwest angle of Lot 37 in Concession 1 in the Township of Ancaster; thence northerly across the road allowance between the townships of Ancaster and West Flamborough to the southwest angle of Lot 1 in Concession 1 in the Township of West Flamborough; thence northerly along the easterly limit of the road allowance between the townships of Beverly and West Flamborough to the northwest angle of Lot 1 in Concession 3 in the Township of West Flamborough; thence easterly along the southerly limit of the road allowance between concessions 3 and 4 to the most northerly angle of Lot 23 in Concession 3; thence southeasterly along the southwesterly limit of the road allowance between the townships of West Flamborough and East Flamborough to the production southwesterly of the north-

westerly limit of Concession 3 in the Township of East Flamborough; thence northeasterly along the production and northwesterly limit of Concession 3 to the line between the townships of East Flamborough and Nelson; thence southeasterly along the last-mentioned line to the most westerly angle of Lot 24 in Concession 1 south of Dundas Street in the Township of Nelson; thence northeasterly along the southeasterly limit of Dundas Street in the Township of Nelson to the most northerly angle of Lot 11 in Concession 1 south of Dundas Street; thence southeasterly along the southwesterly limit of the road allowance between lots 10 and 11 in Concession 1 south of Dundas Street to the high-water mark on the northwesterly shore of Lake Ontario; thence southwesterly, southerly and southeasterly along the high-water mark to the place of beginning. O. Reg. 37/51, s. 2.

#### KENORA-KEEWATIN ZONE

10. The towns of Kenora and Keewatin and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the boundary line between Ontario and Manitoba meets the 50th parallel of latitude; thence east along the parallel of latitude to its intersection by the 94th meridian; thence south along the meridian to its intersection by the northerly limit of the Territorial District of Rainy River; thence in a general westerly direction along the northerly limit to its intersection by the 49th parallel of latitude; thence west along the 49th parallel of latitude to its intersection by the international boundary line between Canada and the United States of America; thence northerly and westerly along the international boundary line to the east boundary of Manitoba; thence north along the boundary between Ontario and Manitoba to the place of beginning. O. Reg. 68/55, s. 1 (2).

#### KINGSTON ZONE

11. The City of Kingston and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the westerly limit of Lot A in Concession 1 in the Township of Pittsburgh meets the high-water mark of the northerly shore of the St. Lawrence River; thence northerly along the westerly limit of Lot A to the northwest angle thereof; thence northeasterly along the southeasterly limit of lots 11, 10, 9 and 8, east of Catarauqui River, in the Township of Pittsburgh, to the northeast angle of Lot 8; thence westerly along the northerly limit of Lot 8 to the high-water mark of the easterly shore of Catarauqui River; thence in a general northerly direction along the high-water mark, being also the easterly limit of the City of Kingston, to the most easterly angle of the city; thence westerly, southerly and westerly, along the northerly limit of the city to the easterly limit of Lot 18 in Concession 3 in the Township of Kingston; thence northerly along the easterly limit of Lot 18 and the easterly limit produced to the centre line of the road allowance between concessions 3 and 4; thence westerly along the centre line of the road allowance to the easterly limit of Lot 14 in Concession 3, produced northerly; thence southerly along the easterly limit produced and the easterly limit of Lot 14 to a line drawn parallel to, and distant, 1,320 feet measured perpendicularly and northerly from the southerly limit of Concession 3; thence westerly along the line drawn parallel to the southerly limit of Concession 3 to the easterly limit of Lot 12 in Concession 3; thence southerly along the easterly limit and the easterly limit produced in a straight line to a line drawn parallel to, and distant, 1,320 feet measured perpendicularly and southerly from the northerly limit of Concession 2; thence easterly along the line drawn parallel to the northerly limit to the westerly limit of Lot 14 in Concession 2; thence southerly along the westerly limit of Lot 14 and the westerly limit produced to the centre line of the road allowance between concessions 1 and 2; thence westerly along the centre line to the centre line of the road between lots 8 and 9 in Concession 1, produced northerly; thence southerly



along the production and the centre line to a line drawn parallel to, and distant, 2,640 feet measured perpendicularly and northerly from the southerly limits of lots 7 and 8 in Concession 1; thence westerly along the line parallel to the southerly limit of lots 7 and 8 and its production westerly in a straight line to the westerly limit of Lot 6 in Concession 1; thence southerly along the westerly limit produced to the high-water mark of the northerly shore of Lake Ontario; thence in a general easterly direction along that high-water mark to the high-water mark of the northerly shore of the St. Lawrence River; thence in a general easterly direction along that high-water mark to the southerly limit of the City of Kingston; thence in a general easterly direction along the southerly limit of the city to the most southeasterly angle of the city, on the northerly shore of the St. Lawrence River; thence S. 40° E. astronomically 1 mile; thence north-easterly in a straight line to the place of beginning. O. Reg. 353/52, s. 1 (2).

#### KITCHENER-WATERLOO ZONE

12. The cities of Kitchener and Waterloo and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the production westerly of the northerly limit of the Township of Waterloo meets the centre line of a road on and along the westerly limit of the Township of Waterloo; thence easterly along the northerly limit of the Township of Waterloo to and along the centre line of a road on and along the northerly limit of the Township of Waterloo to the production northerly of the easterly limit of Lot 63; thence southerly along the production northerly and the easterly limit of lots 63, 62, 61, 60 and 59, and its production southerly to the northerly limit of Lot 112; thence easterly along the northerly limit of lots 112 and 113 to the northeast corner of Lot 113; thence southerly along the easterly limit of lots 113, 114 and 115, to its intersection with the centre line of a road in Lot 109; thence easterly along the centre line of the road in Lot 109 to its intersection with the easterly limit of Lot 109; thence southerly along the easterly limit of lots 109, 110, 111 and 126, to its intersection with the centre line of a road in Lot 126; thence westerly along the centre line of the road in Lot 126 and its production westerly to its intersection with the centre line of a road on and along the line between lots 116 and 126; thence southerly along the centre of the road on and along the line between lots 116 and 126 to the production easterly of the southerly limit of Lot 116; thence westerly along the production and the southerly limit of Lot 116 and its production westerly to the centre line of the Grand River; thence southwesterly along the centre line of the Grand River to its intersection with the production easterly of the southerly limit of Bechtel's Tract; thence westerly along the production and the southerly limit of Bechtel's Tract, to and along the centre line of a road on and along the southerly limit of Bechtel's Tract, to and along the southerly limit of Bechtel's Tract, to and along the southerly limit of Hestands Tract, to and along the southerly limit of Lot 143 and its production westerly to its intersection with the centre line of the road on and along the westerly limit of the Township of Waterloo; thence northerly along the centre line of the road on and along the westerly limit of the Township of Waterloo to the King's Highway through Lot 38; thence northerly across the King's Highway, to and along the westerly limit of the Township of Waterloo, to and along the centre of the road on and along the westerly limit of the Township of Waterloo to the place of beginning. O. Reg. 89/55, s. 1 (2).

#### LONDON ZONE

13. The City of London and the suburban area adjacent thereto and lying within a line drawn as follows: beginning at the intersection of the centre line of the road allowance between concessions 2 and 3 in the Township of Westminster, produced easterly, with the centre line of the road allowance between

the townships of Westminster and North Dorchester; thence northerly along the last-mentioned centre line to the centre line of the Thames River; thence westerly along the centre line of the Thames River to its intersection with the line between lots 2 and 3 in Concession 4, north of the Thames River in the Township of North Dorchester, produced southerly; thence northerly along the production and the line between lots 2 and 3 across concessions 4, 3, 2 and 1, north of the Thames River in the Township of North Dorchester, and its production northerly to the centre line of the road allowance between the townships of North Dorchester and West Nissouri; thence easterly along the last-mentioned centre line to the production southerly of the centre line of the road allowance between concessions 1 and 2 in the Township of West Nissouri; thence northerly along the last-mentioned production and centre line to the line between lots 11 and 12 in the Township of West Nissouri, produced easterly; thence westerly along the production and the line between lots 11 and 12 and its production westerly to the centre line of the road allowance between the townships of West Nissouri and London; thence northerly along the last-mentioned centre line to the production easterly of the centre line of the road allowance between concessions 5 and 6 in the Township of London; thence westerly along the last-mentioned production and centre line to the centre line of the road allowance between lots 28 and 29 in the Township of London; thence southerly along the last-mentioned centre line and its production southerly to the centre line of the Thames River; thence in a general southeasterly direction along the last-mentioned centre line to the production northerly of the line between lots 46 and 47 in Concession B in the Township of Westminster; thence southerly along the production and the line between lots 46 and 47 across concessions B and 1 in the Township of Westminster and its production southerly to the centre line of the road allowance between Concession 1 and Lot 79 to the west of North Talbot Road in the Township of Westminster; thence easterly along the centre line of the road allowance, south of and adjoining Concession 1 in the Township of Westminster, to its intersection with the production northerly of the centre line of the road allowance to the west of and adjoining Lot 39 in Concession 2 in the Township of Westminster; thence southerly along the last-mentioned production and centre line to and thence southeasterly along the centre line of the road allowance to the southwest of and adjoining Lot 38 in Concession 2 to the production westerly of the centre line of the road allowance between concessions 2 and 3 in the Township of Westminster; thence easterly along the last-mentioned production and centre line to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 6.

#### NIAGARA FALLS ZONE

14. The City of Niagara Falls and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the westerly shore of the Niagara River meets the division line between lots 6 and 7 in the Township of Niagara; thence in a westerly direction along the division lines between lots 6 and 7, lots 40 and 41, lots 52 and 53, and lots 86 and 87, to the westerly limit of the road allowance between lots 87 and 98; thence in a southerly direction along the westerly limit of the road allowance between lots 87 and 98, lots 88 and 97, lots 89 and 96, and lots 90 and 95, to the northwesterly limit of a public road, known as the Thorold Road, running through lots 95, 137 and 139, in the Township of Niagara; thence in a southwesterly direction along the northwesterly limit of the Thorold Road to the southwesterly limit of the Queen Elizabeth Way; thence in a southeasterly direction along the southwesterly limit of the Queen Elizabeth Way in the townships of Niagara and Stamford to the northerly limit of a public road, known as Mountain Road, running through lots 27 and 28 in the Township of Stamford; thence in a westerly direction along the northerly limit of Mountain Road to the easterly limit of Lot 29; thence in a southerly

direction along the easterly limit of lots 29, 32, 48, 51, 65, 68, 82, 85, 100, 103, 118, 121, 135, 138, 151, 154, 165, 168, 181, 184 and 200, to the southerly limit of Lot 200 in the Township of Stamford; thence in a westerly direction along the southerly limit of Lot 200 to its intersection with the northerly projection of the westerly limit of the road allowance between lots 204 and 205 in the Township of Stamford; thence in a southerly direction along the westerly limit of the road allowance between lots 204 and 205 to the southerly limit of a public road, known as Creek Road, running through lots 204 to 210, both inclusive, in the Township of Stamford; thence in an easterly direction along the southerly limit of Creek Road to the westerly limit of the road allowance between lots 210 and 211 in the Township of Stamford; thence in a southerly direction along the westerly limit of the road allowance between lots 210 and 211 and along the westerly limit of the road allowance between the townships of Willoughby and Crowland to the production westerly of the northerly limit of Lot 16, Concession 7, in the Township of Willoughby; thence in an easterly direction along the northerly limit of Lot 16 in each of concessions 7, 6, 5 and 4, and the northerly limit of Lot 17 in each of concessions 3, 2 and 1, and the Broken Front Concession on Niagara River to the westerly shore of the Niagara River; thence in a general northerly direction along the westerly shore of the Niagara River to the place of beginning. O. Reg. 217/59, s. 1.

#### OSHAWA-WHITBY ZONE

15. The City of Oshawa and the Town of Whitby and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the high-water mark of the northerly shore of Lake Ontario meets the westerly limit of Lot 32 in the Broken Front Concession in the Township of Whitby; thence northerly along the westerly limit of Lot 32 across the Broken Front Concession and concessions 1, 2 and 3, to and extending easterly along the southerly limit of the road allowance between concessions 3 and 4 in the townships of Whitby and East Whitby, to and extending southerly along the boundary between the townships of East Whitby and Darlington, to and extending westerly along the high-water mark of the northerly shore of Lake Ontario to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 7.

#### OTTAWA ZONE

16. The City of Ottawa and the suburban area lying adjacent thereto and lying within a line drawn as follows: beginning where the easterly boundary of the Township of Gloucester meets the high-water mark of the southerly shore of the Ottawa River; thence southeasterly along that boundary to the southerly limit of Concession III from the Ottawa River in the Township of Gloucester; thence southwesterly along the last-mentioned limit to the easterly limit of Concession VI from Rideau River; thence southeasterly along the easterly limit of that concession to the centre line of the road allowance between lots 15 and 16 in that concession; thence southwesterly along the last-mentioned centre line to the centre line of the road allowance between concessions V and VI from Rideau River; thence southeasterly along the last-mentioned centre line to the centre line of the City to the high-water mark of the shore of the Ottawa River; thence easterly along the high-water mark of the Ottawa River to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 8.

#### OWEN SOUND ZONE

17. The City of Owen Sound and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the production easterly of the southerly side of the road allowance between lots 12 and 13 in Concession 3 in the Township of Sarawak meets the high-water mark of the shore of

Georgian Bay; thence westerly along that production and the southerly side of the road allowance and its production westerly to the boundary between the townships of Sarawak and Kepple; thence southerly along that boundary to the boundary between the townships of Derby and Kepple; thence westerly along that boundary to the production northerly of the westerly limit of Lot 8 in the Indian Strip Concession in the Township of Derby; thence southerly along that production and the westerly limit of Lot 8, to and extending southerly along the westerly limit of Concession 4 in the Township of Derby, to and extending easterly along the north side of the road allowance between lots 12 and 13 across concessions 4, 3 and 2 to the south-west angle of Lot 13 in Concession 1; thence easterly along the southerly limit of Lot 13 in Concession 1 in the Township of Derby, and its production easterly to the southerly limit of Lot 13 in Concession 12 in the Township of Sydenham; thence easterly along the southerly limit of Lot 13 in Concession 12, across Concession 11, in the Township of Sydenham, to and extending northerly along the westerly side of the road allowance between concessions 11 and 10, to and extending easterly along the northerly side of King's Highway No. 21, to and extending northerly along the west side of the road east of and adjacent to lots 19 to 24, both inclusive, in Concession 10, in the Township of Sydenham and its production northerly to the northerly side of the road allowance between Lot 25 in Concession 10, and Lot 37 in the Broken Front Concession; thence northwesterly along the northerly side of that road and its production northwesterly to the high-water mark of the shore of Georgian Bay; thence following the high-water mark southerly and northerly to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 9.

#### PETERBOROUGH ZONE

18. The City of Peterborough and the suburban area adjacent thereto and lying within a line drawn as follows: beginning at the intersection of the centre line of the road allowance between concessions 9 and 10 with the centre line of the road allowance between lots 6 and 7 in the Township of North Monaghan; thence northerly along the centre line of the road allowance between lots 6 and 7 to the northerly boundary of the Township of North Monaghan; thence northerly along the centre line of the road allowance between lots 6 and 7, across concessions 1 and 2, in the Township of Smith, to the centre line of the road allowance between concessions 2 and 3 in the Township of Smith; thence easterly along that road allowance between lots 15 and 16 in Concession V from Rideau River; thence southwesterly along the last-mentioned centre line to the centre line of the road allowance between concessions IV and V from Rideau River; thence southeasterly along the last-mentioned centre line to the centre line of the road allowance between lots 15 and 16 in Concession IV from Rideau River; thence southwesterly along the last-mentioned centre line to the centre line of the road allowance between concessions III and IV from Rideau River; thence southeasterly along the last-mentioned centre line to the centre line of the road allowance between lots 15 and 16 in Concession III from Rideau River; thence southwesterly along the last-mentioned centre line and the centre line of the road allowance between lots 15 and 16 in the Gore between concessions II and III from Rideau River to the line between the Gore and Concession II from Rideau River; thence southeasterly along the last-mentioned line to the centre line of the road allowance between lots 15 and 16 in Concession II from Rideau River; thence southwesterly along the last-mentioned centre line to the centre line of the road allowance between concessions I and II from Rideau River; thence northwesterly along the last-mentioned centre line to the centre line of the road allowance between lots 15 and 16 in Concession I from Rideau River; thence southwesterly along the last-mentioned centre line to the high-water mark of the easterly shore of the Rideau River; thence southwesterly across the Rideau River to the point of inter-



section of the west shore of the Rideau River with the centre line of the road allowance between lots 15 and 16 in Concession I in the Township of Nepean; thence southwesterly along the line between lots 15 and 16 across Concession I in the Township of Nepean to the centre line of the road allowance between concessions I and II in the Township of Nepean; thence northwesterly along the last-mentioned centre line to the centre line of the road allowance between lots 30 and 31 in Concession II in the Township of Nepean; thence southwesterly along the last-mentioned centre line to the centre line of the road allowance between concessions II and III in the Township of Nepean; thence southeasterly along the last-mentioned centre line to the centre line of the road allowance between lots 30 and 31 in Concession III; thence southwesterly along the centre line of the road allowance between lots 30 and 31 to the centre line of the road allowance between concessions IV and V in the Township of Nepean; thence northwesterly along the last-mentioned centre line and the centre line of the road allowance between lots 10 and 11 across concessions II, I and A in the Township of Nepean to the high-water mark of the southwesterly shore of the Ottawa River; thence southeasterly and easterly along the high-water mark of the southerly shore of the Ottawa River to the westerly limit of the City of Ottawa; thence northwesterly along the westerly limit of the City to the northwesterly angle of the City; thence easterly along the northerly limit of the City to the northeasterly angle of the City; thence southerly along the easterly limit of the centre line and its production easterly to the centre line of the road allowance between Lot 11 in Concession 2, and Lot 5 in Range West of the Chemung Road, in the Township of Smith; thence southeasterly along that centre line to the production westerly of the centre line of the road allowance between lots 4 and 5 in Range West of the Chemung Road; thence northeasterly along that production and centre line across Range West and Range East, of the Chemung Road and its production easterly to the centre line of the road allowance between Lot 4 in Range East of the Chemung Road, and Lot 15 in Concession 3, in the Township of Smith; thence southeasterly along that centre line to the production westerly of the centre line of the road allowance between concessions 2 and 3 in the Township of Smith; thence easterly along that production and centre line and its production easterly to the production northerly of the centre line of the road allowance between concessions 11 and 12 in the Township of Dourou; thence southerly along that production and centre line to the centre line of the road allowance between the townships of Dourou and Otonabee; thence southerly along the centre line of the road allowance between concessions 11 and 12 in the Township of Otonabee and its production southerly to the centre line of King's Highway No. 7; thence easterly along the centre line of the King's Highway to the production northwesterly of the centre line of County Road (Suburban) 2; thence southeasterly and southerly along the production and centre line of County Road (Suburban) 2 across lots 26 and 25 and part of Lot 24 in Concession 11, to the centre line of the road allowance between concessions 11 and 12 in the Township of Otonabee; thence southerly along that centre line to the production easterly of the line between lots 22 and 23 in Concession 12, in the Township of Otonabee; thence westerly along that production and line across concessions 12 to 16, both inclusive, and its production westerly to the centre line of the Otonabee River; thence southerly along the centre line of the river to the production easterly of the centre line of the road allowance between concessions 9 and 10 in the Township of North Monaghan; thence westerly along that production and centre line to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 10.

#### PORT ARTHUR-FORT WILLIAM ZONE

19. The cities of Port Arthur and Fort William and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the southerly limit of Fort William Indian Reserve No.

52 meets the high-water mark of the shore of Thunder Bay of Lake Superior; thence northwesterly along the southerly limit to the southeast angle of the Township of Neebing; thence westerly along the south boundary of the Township of Neebing to the southwest angle of the Township of Neebing; thence northerly along the west boundary of the Township of Neebing to the northwest angle of the Township of Neebing; thence northerly across the road allowance to the southeast angle of Section 56 in the Township of McIntyre; thence northerly along the easterly limit of sections 56 and 47 to a jog in the easterly limit of Section 47 in the Township of McIntyre; thence easterly along the jog to the easterly limit of Section 47; thence northerly along the easterly limit of sections 47, 44 and 30 in the Township of McIntyre to the southerly limit of Mineral Location 29 in the Township of McIntyre; thence easterly along the southerly limit of mineral locations 29, 28, 27, 26, 25, 24 and 23 to the southeast angle of Mineral Location 23; thence northerly along the easterly limit of Mineral Location 23 to the northeast angle of Mineral Location 23; thence easterly along the southerly limit of Lot 11 in Concession B in the Township of McIntyre to the southeasterly limit of Lot 11; thence northeasterly along the southeasterly limit of Lot 11 and its production northeasterly to meet the production southerly of the centre line of Section 17 in the Township of McIntyre; thence northerly along the centre of Section 17 and its production to the northerly limit of Section 17; thence northerly along the centre line of Section 6 to the northerly limit of Section 6 in the Township of McIntyre; thence easterly along the northerly limit of Section 6 to the southwest angle of Lot 11 in Concession 1 in the Township of Gorham; thence northerly along the westerly limit of Lot 11 across concessions 1 and 2 in the Township of Gorham to the northwest angle of Lot 11 in Concession 2; thence easterly along the line between concessions 2 and 3 to the easterly limit of the Township of Gorham; thence southerly along the line between the townships of Gorham and MacGregor to the centre line of Concession B in the Township of MacGregor; thence easterly along the centre line of Concession B across lots 18, 17, 16, 15 and 14 to the line between lots 13 and 14 in the Township of MacGregor; thence southerly along the line between lots 13 and 14 and its production southerly to the northerly limit of Lot 18E in the Township of MacGregor; thence westerly along the last-mentioned limit to the northwest angle of Lot 18E; thence southerly along the westerly limit of lots 18E and 9E in the Township of MacGregor to the high-water mark of the shore of Thunder Bay of Lake Superior; thence southwesterly and southerly along the high-water mark of the shore of Thunder Bay of Lake Superior to the place of beginning. O. Reg. 78/51, s. 1.

#### ST. CATHARINES ZONE

20. The City of St. Catharines, the towns of Thorold, Merriton and Port Dalhousie and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the boundary between the townships of Niagara and Grantham in the County of Lincoln meets the high-water mark of the shore of Lake Ontario; thence southerly along that boundary, to and extending southwesterly along the southerly limit of the Township of Grantham, to and extending southerly along the boundary between the townships of Thorold and Stamford in the County of Welland to the production easterly of the northerly limit of Lot 66 in the Township of Thorold; thence westerly along that production and the northerly limit of lots 66 to 81, both inclusive, to and extending northerly along the east side of the road allowance between lots 81 and 82 in the Township of Thorold and the production thereof to the northerly side of the road allowance between lots 58 and 40 in the Township of Thorold; thence westerly along the northerly side of that road allowance to the boundary between the counties of Welland and Lincoln, being the southerly limit of the Township of Grantham, to and extending southwesterly along the southerly limit of the Town-

ship of Grantham, to and extending northerly along the west limit of that Township to the high-water mark of the shore of Lake Ontario; thence easterly along that high-water mark to the point of beginning. C.R.O. 1950, Reg. 227, App. A, s. 12.

#### SARNIA ZONE

21. The City of Sarnia and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the southerly limit of the road allowance between lots 24 and 25, Front Concession, in the Township of Moore meets the easterly bank of the St. Clair River; thence easterly along the southerly limit of the said road allowance and along the southerly limit of the road allowance between concessions 4 and 5 in the Township of Moore to the easterly limit of the road allowance between lots 24 and 25, Concession 4, in the Township of Moore; thence northerly along the easterly limit, and its southerly projection, of the road allowance between lots 24 and 25, concessions 5 to 12, both inclusive, to the southerly limit of the road allowance between the Township of Moore and the City of Sarnia; thence easterly along the southerly limit of the road allowance between the Township of Moore and the City of Sarnia, and between the townships of Moore and Sarnia, to the easterly limit of the road allowance between lots 15 and 16, Concession 12, in the Township of Moore; thence northerly along the easterly limit, and its southerly projection, of the road allowance between lots 15 and 16, concessions 1 to 4, both inclusive, in the Township of Sarnia to the southerly limit of the road allowance between concessions 4 and 5; thence easterly along the southerly limit of the road allowance between concessions 4 and 5 to the easterly limit of the road allowance between lots 12 and 13, Concession 4; thence northerly along the easterly limit, and its southerly projection, of the road allowance between lots 12 and 13, concessions 5 and 6, to the southerly limit of the road allowance between concessions 6 and 7; thence easterly along the southerly limit of the road allowance between concessions 6 and 7 to the centre line of the road allowance between the townships of Sarnia and Plympton; thence northerly along the centre line of the road allowance between the townships of Sarnia and Plympton to the southeasterly shore of Lake Huron; thence southwesterly along the southeasterly shore of Lake Huron and southerly along the easterly bank of the St. Clair River to the place of beginning. O. Reg. 207/58, s. 1.

#### SAULT STE. MARIE ZONE

22. The City of Sault Ste. Marie and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the international boundary between Canada and the United States of America in the St. Mary River meets the westerly limit of Section 8 in the geographic Township of Awenge produced southerly; thence northerly along the production and along the westerly limit of sections 8 and 5 to the northwest angle of Section 5 in the geographic Township of Awenge; thence northerly along the westerly limit of sections 32, 29 and 20 in the geographic Township of Korah to the northwest angle of Section 20; thence easterly along the northerly limit of sections 20, 21, 22, 23 and 24 to the northeast angle of Section 24 in the geographic Township of Korah; thence easterly along the northerly limit of sections 19, 20, 21 and 22 in the geographic Township of Tarentorus to the westerly limit of the Rankin Mineral Location; thence easterly along the northerly limit of Section 22 produced to the easterly limit of the Rankin Mineral Location; thence southerly along the last-mentioned limit and its production southerly to the international boundary between Canada and the United States of America in the St. Mary River; thence southwesterly and westerly along the international boundary to the place of beginning. O. Reg. 94/51, s. 2.

#### SUDBURY ZONE

23. The City of Sudbury and the suburban area adjacent thereto and lying within a line drawn as follows: beginning at the southwesterly angle of the geographic Township of Denison; thence northerly along the westerly boundary of that township to the northwesterly angle thereof; thence easterly along the northerly boundary of the Township of Denison to the northeasterly angle thereof; thence northerly along the westerly boundary of the geographic Township of Creighton to the northwesterly angle thereof; thence westerly along the southerly boundary of the geographic Township of Balfour to the southwesterly angle thereof; thence westerly along the southerly boundary of the geographic Township of Dowling to the southwesterly angle thereof; thence northerly along the westerly boundary of the geographic townships of Dowling and Levack to the northwesterly angle of the Township of Levack; thence easterly along the northerly boundary of that township to the northeasterly angle thereof; thence southerly along the easterly boundary of that township to the southeasterly angle thereof; thence easterly along the northerly boundary of the geographic townships of Balfour and Rayside to the northeasterly angle of the Township of Rayside; thence northerly along the westerly boundary of the geographic Township of Hanmer to the northwesterly angle thereof; thence easterly along the northerly boundary of the geographic townships of Hanmer and Capreol to the northeasterly angle of the Township of Capreol; thence southerly along the easterly boundary of that township to the southeasterly angle thereof; thence easterly along the northerly boundary of the geographic Township of Falconbridge to the northeasterly angle thereof; thence southerly along the easterly boundary of that township to the southeasterly angle thereof; thence westerly along the southerly boundary of the Township of Falconbridge to the southwesterly angle thereof; thence southerly along the easterly boundary of the geographic Township of Broder to the southeasterly angle thereof; thence westerly along the southerly boundary of that township to the southwesterly angle thereof; thence westerly along the southerly boundary of the geographic Township of Waters and northwesterly and westerly along the southwesterly boundary thereof to the southwesterly angle of that township in Lot 10 in Concession 3 thereof; thence in a general southwesterly direction along the southerly boundary of the geographic Township of Graham to the southwesterly angle thereof; thence westerly along the southerly boundary of the Township of Denison to the place of beginning. O. Reg. 100/52, s. 2.

#### TIMMINS ZONE

24. The Town of Timmins and the geographic townships of Bristol, Carscallen, Deloro, Godfrey, Mountjoy, Ogden, Shaw, Tisdale, Turnbull and Whitney in the Territorial District of Cochrane and the geographic Township of Denton in the Territorial District of Timiskaming. C.R.O. 1950, Reg. 227, App. A, s. 13.

#### TORONTO ZONE

25. The City of Toronto and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the boundary between the townships of Pickering and Scarborough meets the high-water mark of the northerly shore of Lake Ontario; thence northeasterly along the last-mentioned boundary to the boundary between the townships of Scarborough and Markham; thence southwesterly along the last-mentioned boundary to the boundary between the townships of Markham and North York; thence southwesterly along the last-mentioned boundary to the boundary between the townships of North York



and Vaughan; thence southwesterly along the last-mentioned boundary to the boundary between the townships of Vaughan and Etobicoke; thence southwesterly along the last-mentioned boundary to the boundary between the townships of Etobicoke and Toronto Gore; thence southerly and westerly along the last-mentioned boundary to the boundary between the townships of Toronto and Etobicoke; thence southeasterly, southwesterly and southerly along the last-mentioned boundary to the high-water mark of the shore of Lake Ontario; thence in a general easterly direction along that high-water mark to the northerly limit of the Western Gap of Toronto Bay; thence southerly in a straight line across the Western Gap to a point where the high-water mark of Lake Ontario on the westerly shore of Toronto Island meets the southerly limit of the Western Gap; thence southerly and easterly along the high-water mark of Lake Ontario on the westerly and southerly shores of Toronto Island to the westerly limit of the Eastern Gap of Toronto Bay; thence northeasterly across the Eastern Gap in a straight line to the point where the high-water mark on the northerly shore of Lake Ontario meets the easterly limit of the Eastern Gap; thence in a general northeasterly direction along the last-mentioned high-water mark to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 14.

## TRENTON ZONE

26. The Town of Trenton and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the westerly boundary of Lot 5 in Concession B in the Township of Murray in the County of Northumberland meets the high-water mark of the northerly shore of the Bay of Quinte of Lake Ontario; thence northwesterly along the westerly boundary of Lot 5 across concessions B, A and 1 to the northwest angle of Lot 5 in Concession 1 in the Township of Murray; thence northwesterly across the road allowance between Concession 1 and Concession 2, to the southwest angle of Lot 6 in Concession 2; thence northwesterly along the westerly boundary of Lot 6 in Concession 2 to the northwest angle of Lot 6 in Concession 2; thence northwesterly across the road allowance between concessions 2 and 3 to the southwest angle of Lot 6 in Concession 3; thence northeasterly along the southerly limit of lots 6, 5 and 4 in Concession 3 in the Township of Murray to the northwest angle of the Town of Trenton; thence northeasterly, southeasterly, northeasterly and southeasterly along the limits of the Town of Trenton to the centre line of the right of way of the Canadian Pacific Railway in Concession 1 in the Township of Sidney in the County of Hastings; thence easterly along the last-mentioned centre line to the centre line of a road between lots 7 and 8 in Concession 1 in the Township of Sidney; thence southerly along the last-mentioned centre line across part of Concession 1 to the centre line of a road extending in an easterly direction; thence easterly along the last-mentioned centre line to the centre line of a road between lots 8 and 9 in Concession 1 in the Township of Sidney; thence southerly along the last-mentioned centre line to the northerly limit of King's Highway No. 2; thence southerly in a straight line across the highway to the line between lots 8 and 9 to and extending southerly along the last-mentioned line to the high-water mark on the northerly shore of the Bay of Quinte; thence in a general westerly and southwesterly direction along the high-water mark to the place of beginning. C.R.O. 1950, Reg. 227, App. A, s. 15.

## WELLAND ZONE

27. The City of Welland and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the centre line of the road allowance between concessions 4 and 5 in the Township of Humberstone meets the production southerly of the centre line of the road allowance between lots 24 and 25 in Concession 5 in the Township of Humberstone;

thence northerly along the production and centre line of the road allowance between lots 24 and 25 to the boundary between the townships of Humberstone and Crowland; thence westerly along the boundary to the line between lots 28 and 29 in the Gore of the Township of Crowland produced southerly; thence northerly along the production and line between lots 28 and 29 and its production northerly to the centre line of the road allowance between concessions 6 and 7 in the Township of Crowland; thence easterly along the last-mentioned centre line to the line between lots 28 and 29 in Concession 6 produced southerly; thence northerly along the production and line between lots 28 and 29 to the centre line of the right of way of the Toronto, Hamilton and Buffalo Railway; thence northwesterly along the centre line of the right of way to the line between lots 256 and 257 produced southerly in the Township of Thorold; thence northerly along the production and line between lots 256 and 257 and its production northerly to the centre line of the road allowance between lots 253 and 257; thence westerly along the centre line of the road allowance between lots 253 and 257 and between lots 254 and 258, and its production westerly to the boundary between the townships of Thorold and Pelham; thence northerly along the boundary between the townships to the production easterly of the centre line of the road allowance between concessions 12 and 13 in the Township of Pelham; thence westerly along the production and centre line of the road allowance to the line between lots 1 and 2 in Concession 12 produced southerly; thence northerly along the production and line between lots 1 and 2, across concessions 12, 11 and part of 10, to the centre line of a road in Lot 1 in Concession 10 in the Township of Pelham; thence easterly along the centre line of that road to the centre line of the road allowance north of and adjoining the northerly limit of Lot 237 in the Township of Thorold; thence continuing easterly along the centre line of the road allowance lying north of, and adjoining, lots 237, 236, 235, 234, 233, 232, 231, 230 and 229, to and extending easterly along the northerly limit of lots 229 and 228, and its production easterly to the centre line of the Welland Canal; thence southerly along the last-mentioned centre line to the westerly production of the southerly limit of Lot 228; thence easterly along the production and the southerly limit of Lot 228 in the Township of Thorold to the westerly shore of the Welland River; thence easterly across the Welland River to the centre line of the road allowance between concessions 2 and 3 in the Township of Crowland; thence easterly along the centre line of the road allowance between concessions 2 and 3 to the production northerly of the line between lots 19 and 20 in Concession 3; thence southerly along the production and line between lots 19 and 20, across concessions 3, 4, 5 and 6, and its production southerly to the centre line of the road allowance between concessions 6 and 7; thence westerly along the last-mentioned centre line to the production northerly of the line between lots 21 and 22 in Concession 7; thence southerly along the production and line between lots 21 and 22 and its production southerly to the centre line of the road allowance between the townships of Crowland and Humberstone; thence westerly along the last-mentioned line to the line between lots 20 and 21 in the Township of Humberstone produced northerly; thence southerly along the production and the last-mentioned line and its production southerly to the centre line of the road allowance between concessions 4 and 5 in the Township of Humberstone; thence westerly along the last-mentioned line to the place of beginning. O. Reg. 328/52, s. 1 (2).

## WINDSOR ZONE

28. The City of Windsor and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the high-water mark of the southeasterly bank of the Detroit River meets the line between the townships of Anderdon and Sandwich West; thence easterly along the line between the said townships to the southeasterly limit of County Road

No. 2; thence northeasterly and northerly along the southeasterly and easterly limits of County Road No. 2, to the southerly limit of the road allowance between lots 12 and 13, Concession 2, in the Township of Sandwich West; thence easterly along the southerly limit of the said road allowance and its production easterly, to the easterly limit of the road allowance between concessions 3 and 4, in the Township of Sandwich West; thence northerly along the easterly limit of the said road allowance to the southwesterly limit of Huron Church Line Road; thence southeasterly along the southwesterly limit of Huron Church Line Road to the southerly limit of the road allowance between concessions 6 and 7, in the Township of Sandwich West; thence northeasterly along the southeasterly limit of the said road allowance to the easterly limit of the road allowance between the townships of Sandwich West and Sandwich South; thence northerly along the easterly limit of the said road allowance to the southerly limit of the road allowance between Concession South of Talbot Road West and concessions 5 and 6, in the Township of Sandwich South; thence easterly along the southerly limit of the said road allowance to the easterly limit of a public road opened by township by-law No. 10 in Lot 302 in each of concessions South and North of Talbot Road West, in the Township of Sandwich South; thence northerly along the easterly limit of the said public road to the easterly limit of the road allowance between concessions 7 and 8, in the Township of Sandwich South; thence northerly along the easterly limit of the said road allowance to the southerly limit of the road allowance between lots 16 and 17 in each of concessions 8, 9, 10, 11 and 12, in the Township of Sandwich South; thence easterly along the southerly limit of the said road allowance to the easterly limit of the road allowance between the townships of Sandwich South and Maidstone; thence northerly along the easterly limit of the said road allowance to the southerly limit of King's Highway No. 2; thence easterly along the southerly limit of the said highway to a public road on the east side of Puce River, known as County Road No. 8; thence northerly along the easterly limit of the said public road to the high-water mark on the southerly shore of Lake St. Clair; thence westerly along the high-water mark on the southerly shore of Lake St. Clair and southwesterly and southerly along the high-water mark on the southeasterly bank of the Detroit River to the place of beginning, together with Peach Island and Grassy Island. O. Reg. 129/59, s. 1.

## APPENDIX B

### BRICKLAYING AND STONEMASONRY INDUSTRY

1. The Bricklaying and Stonemasonry Industry is defined as all work done by bricklayers and stonemasons in the,

- (a) construction;
- (b) erection;
- (c) repair;
- (d) remodelling; or
- (e) alteration,

of the whole or a part of a building or structure except maintenance repairs to the buildings and premises used in the operation of a manufacturing, industrial or service institution, including the minor installations or alterations incidental to the maintenance of the buildings and premises, where performed by the regular employees of the manufacturing, industrial or service institution. C.R.O. 1950, Reg. 227, App. B, s. 1.

### CARPENTRY INDUSTRY

2. The Carpentry Industry is defined as all work done by carpenters and joiners in the,

- (a) construction;
- (b) erection;
- (c) repair;
- (d) remodelling; or
- (e) alteration,

of the whole or a part of a building or structure except maintenance repairs to the buildings and premises used in the operation of a manufacturing, industrial or service institution, including the minor installations or alterations incidental to the maintenance of the buildings and premises, where performed by the regular employees of the manufacturing, industrial or service institution. C.R.O. 1950, Reg. 227, App. B, s. 2.

### COMMON LABOURERS CONSTRUCTION INDUSTRY

3. The Common Labourers Construction Industry is defined as all work done by common labourers in the,

- (a) construction;
- (b) erection;
- (c) repair;
- (d) remodelling; or
- (e) alteration,

of the whole or a part of a building or structure except maintenance repairs to the buildings and premises used in the operation of a manufacturing, industrial or service institution, including the minor installations or alterations incidental to the maintenance of the buildings and premises, where performed by the regular employees of the manufacturing, industrial or service institution. C.R.O. 1950, Reg. 227, App. B, s. 3.

### ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

4. The Electrical Repair and Construction Industry is defined as all work done by electricians, which includes all electrical installations in buildings, structures or premises and all electrical installations for or in respect of equipment, apparatus or appliances operating or to be operated therein, and the repair and maintenance of the installations, except,

- (a) maintenance repairs; and
- (b) the minor installations or alterations incidental to maintenance,

in respect of the buildings and premises used in the operation of a manufacturing, industrial or service institution, where the work is done by the regular employees of the manufacturing, industrial or service institution. C.R.O. 1950, Reg. 227, App. B, s. 4.

### LATHING INDUSTRY

5. The Lathing Industry is defined as all work done by lathers in the,

- (a) construction;
- (b) erection;
- (c) repair;
- (d) remodelling; or
- (e) alteration,

of the whole or a part of a building or structure except maintenance repairs to the buildings and premises used in the operation of a manufacturing, industrial or service institution, including the minor installations or



alterations incidental to the maintenance of the buildings and premises, where performed by the regular employees of the manufacturing, industrial or service institution. C.R.O. 1950, Reg. 227, App. B, s. 5.

#### PAINTING AND DECORATING INDUSTRY

6. The Painting and Decorating Industry is defined as all work done by painters, decorators and paper-hangers, in the,

- (a) construction,
- (b) erection,
- (c) repair,
- (d) remodelling, or
- (e) alteration,

of the whole or a part of a building or structure except maintenance repairs to the buildings and premises used in the operation of a manufacturing, industrial or service institution, including the minor installations or alterations incidental to the maintenance of the buildings and premises, where performed by the regular employees of the manufacturing, industrial or service institution. O. Reg. 132/56, s. 1.

#### PLASTERING INDUSTRY

7. The Plastering Industry is defined as all work done by plasterers in the,

- (a) construction;
- (b) erection;
- (c) repair;
- (d) remodelling; or
- (e) alteration,

of the whole or a part of a building or structure except maintenance repairs to the buildings and premises used in the operation of a manufacturing, industrial or service institution, including the minor installations or alterations incidental to the maintenance of the buildings and premises, where performed by the regular employees of the manufacturing, industrial or service institution. C.R.O. 1950, Reg. 227, App. B, s. 7.

#### PLUMBING AND HEATING INDUSTRY

8. The Plumbing and Heating Industry is defined as all plumbing, steam-fitting, pipe-fitting, hot-water-fitting and gas-fitting installations in or about buildings, structures and premises or for or in respect of equipment operating or to be operated therein and the repair and maintenance of the installations except,

- (a) the repair and maintenance of the installations in a manufacturing, industrial or service institution; and
- (b) the minor installations that are incidental to the normal operation of a manufacturing, industrial or service institution,

where the maintenance work is performed by persons who, regularly throughout the operation of a manufacturing, industrial or service institution, are engaged in maintaining in good working order the equipment and premises used in the operation of the manufacturing, industrial or service institution. C.R.O. 1950, Reg. 227, App. B, s. 8.

#### SHEET-METAL WORK CONSTRUCTION INDUSTRY

9. The Sheet-metal Work Construction Industry is defined as all work done by sheet-metal workers in the,

- (a) construction;
- (b) erection;
- (c) repair;
- (d) remodelling; or
- (e) alteration,

of the whole or a part of a building or structure except maintenance repairs to the buildings and premises used in the operation of a manufacturing, industrial or service institution, including the minor installations or alterations incidental to the maintenance of the buildings and premises, where performed by the regular employees of the manufacturing, industrial or service institution. C.R.O. 1950, Reg. 227, App. B, s. 9.

### APPENDIX C

#### ARNPRIOR ZONE

1. The Town of Arnprior and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the boundary between the Township of McNab in the County of Renfrew and the Township of Pakenham in the County of Lanark meets the high-water mark of the westerly shore of the Ottawa River; thence southwesterly along the boundary to the production southeasterly of the centre line of the road allowance between Concession A and Concession 11 in the Township of McNab; thence northwesterly along the production and centre line to the production southwesterly of the line between lots 7 and 8 in Concession A in the Township of McNab; thence northeasterly along the production and line across concessions A, B and C to the high-water mark of the westerly shore of the Ottawa River; thence in a general southeasterly direction along the high-water mark to the place of beginning.

#### AURORA ZONE

2. The Town of Aurora.

#### AYLMER ZONE

3. The Town of Aylmer.

#### BARRIE ZONE

4. The City of Barrie.

#### BEAMSVILLE ZONE

5. The Village of Beamsville.

#### BELLEVILLE ZONE

6. The City of Belleville.

#### BLYTH ZONE

7. The Village of Blyth.

#### BRACEBRIDGE ZONE

8. The Town of Bracebridge.

#### BRAMPTON ZONE

9. The Town of Brampton.

#### BRANTFORD ZONE

10. The City of Brantford.

#### BROCKVILLE ZONE

11. The Town of Brockville.

## BRUSSELS ZONE

12. The Village of Brussels.

## BURLINGTON ZONE

13. The Town of Burlington.

## CARLETON PLACE ZONE

14. The Town of Carleton Place.

## CLINTON ZONE

15. The Town of Clinton.

## CLINTON-LOUTH TOWNSHIPS ZONE

16. That part of the townships of Clinton and Louth lying within a line drawn as follows: beginning at the point of intersection of the centre line of the road allowance between concessions 5 and 6 with the production southerly in a straight line of the westerly boundary of Lot 2 in Concession 5 in the Township of Clinton; thence easterly along the centre line of the road allowance between concessions 5 and 6 and its production easterly in a straight line to the easterly boundary of Lot 23 in Concession 4 in the Township of Louth; thence northerly along the easterly boundary of Lot 23 across concessions 4 and 3 to the northeast angle of Lot 23 in Concession 3; thence westerly along the northerly boundary of Lot 23 and its production westerly in a straight line to the line between the townships of Louth and Clinton; thence west astronomically across lots 1 and 2 in Concession 4 in the Township of Clinton to the westerly boundary of Lot 2; thence southerly along the westerly boundary of Lot 2 across concessions 4 and 5 to the point of beginning.

## COBOURG ZONE

17. The Town of Cobourg.

## COLLINGWOOD ZONE

18. The Town of Collingwood. C.R.O. 1950, Reg. 227, App. C, s. 1-18.

## CORNWALL ZONE

19. The City of Cornwall and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the easterly limit of the City of Cornwall meets the high-water mark on the northerly shore of the St. Lawrence River; thence northerly along the easterly limit of the City of Cornwall and the easterly limit of the Township of Cornwall to the northerly limit of the road allowance between concessions 4 and 5, in the Township of Cornwall; thence westerly along the northerly limit of the road allowance to the production northerly of the line between lots 28 and 29, Concession 4, in the Township of Cornwall; thence southerly along the production and the line between lots 28 and 29, and the westerly limit of the City of Cornwall to the high-water mark on the northerly shore of the St. Lawrence River; thence southeasterly along the said high-water mark to the place of beginning. O. Reg. 219/59, s. 1.

## DUNDAS ZONE

20. The Town of Dundas. O. Reg. 295/59, s. 1.

## FLORA ZONE

21. The Village of Elora.

## ESSEX COUNTY ZONE

22. The County of Essex except the City of Windsor.

## FERGUS ZONE

23. The Village of Fergus. C.R.O. 1950, Reg. 227, App. C, ss. 20-22.

## FORT WILLIAM-PORT ARTHUR ZONE

24. The cities of Fort William and Port Arthur and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the easterly limit of Mining Location 4E in the geographic Township of MacGregor meets the northerly shore of Thunder Bay; thence northerly along the said easterly limit of Mining Location 4E and along the easterly limit of Mining Location 2 and the westerly limit of Mining Location 3 to the northerly limit of Section 16, Concession D; thence westerly along the northerly limit of sections 16 and 17, Concession D, to the easterly limit of Mining Location 24Z; thence northerly along the easterly limit of Mining Location 24Z to the northeast corner of Mining Location 24Z; thence westerly along the northerly limit of Mining Location 24Z to the northwest corner of Mining Location 24Z; thence southerly along the westerly limit of Mining Location 24Z to the northeast corner of Mining Location 26Z; thence westerly along the northerly limit of mining locations 26Z and 27Z to the westerly limit of the geographic Township of MacGregor; thence westerly along the northerly limit of the geographic Township of McIntyre to the centre line of an existing road, commonly known as Mapleward Road; thence southerly along the centre line of Mapleward Road to the centre line of King's Highway No. 130; thence easterly along the centre line of King's Highway No. 130 to the centre line of an existing road, now commonly known as Mapleward Road, formerly known as the Kelly Sideroad; thence southerly, easterly and southerly along the centre line of Mapleward Road to the northerly limit of the geographic Township of Neebing; thence westerly along the northerly limit of the geographic Township of Neebing to the westerly limit of the geographic Township of Neebing; thence southerly along the westerly limit of the geographic Township of Neebing to the southerly limit of the geographic Township of Neebing; thence easterly along the southerly limit of the geographic Township of Neebing to the westerly limit of Fort William Indian Reserve No. 52; thence northerly, easterly and northerly along the westerly, northerly and westerly limits of Fort William Indian Reserve No. 52 to the centre line of King's Highway No. 61; thence northerly and northeasterly along the centre line of King's Highway No. 61 to the centre line of City Road; thence easterly along the centre line of City Road to the centre line of Darrell Avenue; thence northeasterly, easterly and northeasterly along the centre line of Darrell Avenue and its production to the southwesterly shore of Island No. 2; thence southeasterly along the southwesterly shore of Island No. 2 to the easterly shore of Island No. 2; thence northerly and easterly along the easterly shore of Island No. 2, Island No. 1 and the easterly and northerly shores of Thunder Bay to the place of beginning. O. Reg. 181/60, s. 1.

## GALT ZONE

25. The City of Galt.

## GODERICH ZONE

26. The Town of Goderich.

## GRAVENHURST ZONE

27. The Town of Gravenhurst.

## GRIMSBY ZONE

28. The Town of Grimsby.

## GUELPH ZONE

29. The City of Guelph.

## HAMILTON ZONE

30. The City of Hamilton.

## HESPELER ZONE

31. The Town of Hespeler.

## HUNTSVILLE ZONE

32. The Town of Huntsville.

## KINGSTON ZONE

33. The City of Kingston.

## KITCHENER-WATERLOO ZONE

34. The cities of Kitchener and Waterloo.

## LINDSAY ZONE

35. The Town of Lindsay. C.R.O. 1950, Reg. 227, App. C, ss. 23-33.

## LONDON ZONE

36. The City of London and the suburban area adjacent thereto and lying within a line drawn as follows: beginning at the southwest corner of Lot 8, Concession 8, in the Township of London; thence southerly along the easterly limit of the road allowance between lots 8 and 9 in each of concessions 7, 6 and 5, in the Township of London to the southwest corner of Lot 8, Concession 5; thence easterly along the northerly limit of the road allowance between concessions 4 and 5 in the Township of London to the southwest corner of Lot 4, Concession 5, in the Township of London; thence southerly along the westerly limit of Lot 4, Concession 4, in the Township of London to the southwest corner of Lot 4, Concession 4; thence easterly along the northerly limit of the road allowance between concessions 3 and 4, in the Township of London, or the road in lieu of the last-mentioned road allowance, and its production easterly to the easterly limit of the road allowance between the townships of London and West Nissouri; thence southerly along the easterly limit of the road allowance between the townships of London and West Nissouri to the southwest corner of Lot 7, Concession 1, in the Township of West Nissouri; thence easterly along the southerly limit of Lot 7, Concession 1, to the southwest corner of Lot 7, Concession 2, in the Township of West Nissouri; thence southerly along the westerly limit of lots 6, 5, 4, 3, 2 and 1, Concession 2, in the Township of West Nissouri to the southwest corner of Lot 1, Concession 2, in the Township of West Nissouri; thence southerly along the production southerly of the westerly limit of Lot 1, Concession 2, in the Township of West Nissouri to the southerly limit of the road allowance between the townships of West Nissouri and North Dorchester; thence westerly along the southerly limit of the road allowance between the townships of West Nissouri and North Dorchester to the northwest corner of Lot 2, Concession 1, in the Township of North Dorchester; thence southerly along the westerly limit of Lot 2, in each of concessions 1, 2 and 3, in the Township of North Dorchester to the northerly bank of the Thames River; thence easterly along the northerly bank of the Thames River to the production northerly of the easterly limit of the road allowance between the townships of North Dorchester and Westminster; thence southerly along the said production northerly and along the easterly limit of the road allowance between the townships of North Dorchester and Westminster to the production easterly of the southerly limit of the road allowance between concessions 1 and 2, in the Township of Westminster; thence westerly along the said production easterly and along the southerly limit of the road allowance between concessions 1 and 2, in the Township of Westminster, to the northwest corner of Lot 8, Concession 2, in the Township of Westminster; thence southerly along the westerly limit of Lot 8, Concession 2, and its production southerly to the southerly limit of the road allowance between concessions 2 and 3, in the Township of Westminster; thence westerly along the southerly limit of the road allowance between concessions 2 and 3, to the northwest corner of Lot 11, Concession 3, in the Township

of Westminster; thence southerly along the westerly limit of Lot 11, Concession 3, and its production southerly to the southerly limit of the road allowance between concessions 3 and 4, in the Township of Westminster; thence westerly along the southerly limit of the road allowance between concessions 3 and 4, to the northwesterly limit of the King's Highway No. 401; thence southwesterly along the northwesterly limit of the King's Highway No. 401 to the southerly limit of Lot 20, Concession 4; thence westerly along the southerly limit of lots 20, 21, 22, 23 and 24, Concession 4, in the Township of Westminster to the southwest corner of Lot 24, Concession 4; thence northerly along the westerly limit of Lot 24, Concession 4, to the production easterly of the southerly limit of the road allowance between lots 65 and 66, Concession East of the North Branch of the Talbot Road in the Township of Westminster; thence westerly along the said production easterly and along the southerly limit of the road allowance between lots 65 and 66 to the northwest corner of Lot 65, Concession East of the North Branch of the Talbot Road in the Township of Westminster; thence northerly along the easterly limit of the North Branch of the Talbot Road to the northwest corner of Lot 68, Concession East of the North Branch of the Talbot Road; thence westerly along the production easterly of and along the northerly limit of Lot 68, Concession West of the North Branch of the Talbot Road in the Township of Westminster; thence northerly along the westerly limit of lots 69 to 79, inclusive, Concession West of the North Branch of the Talbot Road and along the production northerly of the westerly limit of Lot 79, Concession West of the North Branch of the Talbot Road to the southerly limit of Lot 47, Concession 1, in the Township of Westminster; thence westerly along the southerly limit of lots 47 and 48, Concession 1, to the southwest corner of Lot 48, Concession 1, in the Township of Westminster; thence northerly along the westerly limit of Lot 48, in each of concessions 1, B and A, in the Township of Westminster to the line between the townships of Westminster and London; thence northerly along the production northerly of the westerly limit of Lot 48, Concession A, in the Township of Westminster to the northerly limit of the road allowance between concessions 3 and 4, in the Township of London; thence easterly along the northerly limit of the road allowance between concessions 3 and 4, to the line between lots 25 and 26, Concession 4, in the Township of London; thence northerly along the line between lots 25 and 26, Concession 4, to the northwest corner of Lot 25, Concession 4; thence northerly in a straight line to the southwest corner of Lot 25, Concession 5, in the Township of London; thence easterly along the northerly limit of the road allowance between concessions 4 and 5, to the line between lots 17 and 18, Concession 5, in the Township of London; thence northerly along the line between lots 17 and 18 in each of concessions 5, 6 and 7 to the northwest corner of Lot 17, Concession 7, in the Township of London; thence northerly in a straight line to the southwest corner of Lot 17, Concession 8, in the Township of London; thence easterly along the northerly limit of the road allowance between concessions 7 and 8, to the place of beginning. O. Reg. 345/60, s. 1.

## LUCKNOW ZONE

37. The Village of Lucknow.

## MIDLAND ZONE

38. The Town of Midland.

## NEWMARKET ZONE

39. The Town of Newmarket. C.R.O. 1950, Reg. 227, App. C, ss. 35-38.

## NIAGARA FALLS ZONE

40. The City of Niagara Falls and the suburban area adjacent thereto and lying within a line drawn



as follows: beginning where the northerly limit of the Township of Stamford meets the westerly bank of the Niagara River; thence westerly along the northerly limit of the Township of Stamford to the south-westerly limit of the Queen Elizabeth Way; thence southeasterly along the southwesterly limit of the Queen Elizabeth Way to the northerly limit of Mountain Road; thence westerly along the northerly limit of Mountain Road to the westerly limit of the road allowance between lots 27 and 28 in the Township of Stamford; thence southerly along the westerly limit of the road allowance between lots 27 and 28, 33 and 34, 46 and 47, 52 and 53, 63 and 64, 69 and 70, 80 and 81, 86 and 87, 98 and 99, 104 and 105, 116 and 117, 122 and 123, 133 and 134, 139 and 140, 149 and 150, 155 and 156, 163 and 164, 169 and 170, 179 and 180, 185 and 186, and 198 and 199 to the southerly limit of the road allowance between lots 198 and 208; thence easterly along the southerly limit of the road allowance between lots 198 and 208 to the westerly limit of the road allowance between lots 208 and 209; thence southerly along the westerly limit of the road allowance between lots 208 and 209 to the southerly limit of Creek Road; thence easterly along the southerly limit of Creek Road to the production northerly of the westerly limit of the Township of Willoughby; thence southerly along the said production and along the westerly limit of the Township of Willoughby to the southerly limit of Broken Front Concession on Chippawa Creek, or the Welland River; thence easterly along the southerly limit of Broken Front Concession to the easterly limit of the road allowance between Broken Front Concession and Concession 3 in the Township of Willoughby; thence northerly along the easterly limit of the road allowance between Broken Front Concession and Concession 3 to the southerly limit of the road allowance between lots 18 and 19, Concession 3; thence easterly along the southerly limit of the road allowance between lots 18 and 19, in each of concessions 3, 2 and 1 and the Concession fronting the lower end of Grand Island to the westerly bank of the Niagara River; thence northerly along the westerly bank of the Niagara River to the place of beginning. O. Reg. 307/60, s. 1 (1).

#### NORTH BAY ZONE

41. The City of North Bay. C.R.O. 1950, Reg. 227, App. C, s. 40.

#### OAKVILLE ZONE

42. The Town of Oakville and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the westerly limit of the road allowance between the townships of Trafalgar and Toronto meets the northerly shore of Lake Ontario; thence northwesterly along the westerly limit to the northerly limit of the King's Highway No. 122; thence southwesterly along the northerly limit to the easterly limit of the road allowance between lots 5 and 6 in Concession 2, south of Dundas Street (Middle Road), in the Township of Trafalgar; thence northwesterly along the easterly limit to the southerly limit of the road allowance between concessions 1 and 2, south of Dundas Street, in the Township of Trafalgar; thence southwesterly along the southerly limit to the easterly limit of the road allowance between lots 20 and 21 in Concession 2, south of Dundas Street, in the Township of Trafalgar; thence southwesterly along the easterly limit to the southerly limit of the Queen Elizabeth Way; thence southwesterly along the southerly limit to the westerly limit of the road allowance between lots 25 and 26 in Concession 3, south of Dundas Street, in the Township of Trafalgar; thence southeasterly along the westerly limit to the northerly shore of Lake Ontario; thence northeasterly along the northerly shore of Lake Ontario to the place of beginning. O. Reg. 218/59, s. 2.

#### ORILLIA ZONE

43. The Town of Orillia.

#### OSHAWA ZONE

44. The City of Oshawa. C.R.O. 1950, Reg. 227, App. C, ss. 41, 42.

#### OTTAWA ZONE

45. The City of Ottawa and the Town of Eastview. O. Reg. 15/57, s. 1.

#### OWEN SOUND ZONE

46. The City of Owen Sound.

#### PARIS ZONE

47. The Town of Paris.

#### PEMBROKE ZONE

48. The Town of Pembroke.

#### PENETANGUISHENE ZONE

49. The Town of Penetanguishene.

#### PERTH ZONE

50. The Town of Perth. C.R.O. 1950, Reg. 227, App. C, ss. 41-48.

#### PETERBOROUGH ZONE

51. The City of Peterborough and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the easterly bank of the Trent Canal meets the division line between lots 7 and 8, Concession 10, in the Township of Douro; thence southerly along the easterly bank of the Trent Canal to the easterly limit of the road allowance between concessions 10 and 11 in the Township of Douro; thence southerly along the easterly limit of the road allowance between concessions 10 and 11 in the Township of Otonabee to the southerly limit of Lot 24, Concession 10, in the Township of Otonabee; thence westerly along the southerly limit of Lot 24 in each of concessions 11, 12, 13 and 14 to the westerly limit of the road allowance between concessions 14 and 15; thence northerly along the westerly limit of the road allowance between concessions 14 and 15 in the Township of Otonabee and the westerly limit of the road allowance between lots 12 and 13, Concession 10, in the Township of North Monaghan to the southerly limit of the road allowance between concessions 10 and 11 in the Township of North Monaghan; thence westerly along the southerly limit of the road allowance between concessions 10 and 11 to the division line between lots 8 and 9, Concession 10, in the Township of North Monaghan; thence northerly along the division line between lots 8 and 9 in each of concessions 11, 12 and 13 in the Township of North Monaghan and the division line between lots 8 and 9 in each of concessions 1 and 2 in the Township of Smith to the northerly limit of the road allowance between concessions 2 and 3 in the Township of Smith; thence easterly along the northerly limit of the road allowance between concessions 2 and 3 to the westerly limit of the road allowance between Concession 3 and Concession West of Communication Road; thence northerly along the westerly limit of the road allowance between Concession 3 and Concession West of Communication Road to the division line between lots 6 and 7, Concession West of Communication Road; thence easterly along the division line between lots 6 and 7 in each of concessions West and East of Communication Road to the easterly limit of the road allowance between Concession East of Communication Road and Concession 4; thence southerly along the easterly limit of the road allowance between Concession East of Communication Road and Concession 4 to the northerly limit of the road allowance between concessions 3 and 4; thence easterly along the northerly



limit of the road allowance between concessions 3 and 4 to the division line between the townships of Smith and Douro; thence easterly in a straight line to the place of beginning. O. Reg. 307/60, s. 1 (2).

#### PORT BURWELL ZONE

52. The Village of Port Burwell.

#### PORT HOPE ZONE

53. The Town of Port Hope.

#### PORT MCNICOLL ZONE

54. The Village of Port McNicoll.

#### PRESTON ZONE

55. The Town of Preston.

#### RENFREW ZONE

56. The Town of Renfrew. C.R.O. 1950, Reg. 227, App. C, ss. 50-55.

#### ST. CATHARINES ZONE

57. The City of St. Catharines, the towns of Merriton and Port Dalhousie and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the westerly bank of the Welland Canal meets the southerly shore of Lake Ontario; thence southerly along the westerly bank of the Welland Canal in the townships of Grantham and Thorold to the southerly limit of Lot 49 in the Township of Thorold; thence westerly along the southerly limit of lots 49, 50, 51 and 52 to the southwest corner of Lot 52 in the Township of Thorold; thence northerly along the westerly limit of lots 52, 34 and 21 to the southerly limit of the road allowance between the townships of Thorold and Grantham; thence south-westerly along the southerly limit of the said road allowance to the production southerly of the line between the townships of Louth and Grantham; thence northerly along the said production and along the said line between the townships of Louth and Grantham to the southerly limit of the Queen Elizabeth Way; thence westerly along the southerly limit of the Queen Elizabeth Way to the easterly limit of the road allowance between lots 4 and 5, Concession 1, in the Township of Louth; thence northerly along the easterly limit of the road allowance between lots 4 and 5 to the southerly shore of Lake Ontario; thence easterly along the southerly shore to the place of beginning. O. Reg. 272/60, s. 2.

#### ST. MARY'S ZONE

58. The Town of St. Mary's.

#### ST. THOMAS ZONE

59. The City of St. Thomas.

#### SARNIA-POINT EDWARD ZONE

60. The City of Sarnia, the Village of Point Edward and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the centre line of the road allowance between lots 45 and 46 in Concession 9 in the Township of Sarnia meets the high-water mark of the southerly shore of Lake Huron; thence westerly along that high-water mark to the high-water mark of the easterly shore of the St. Clair River; thence west astronomically to the international boundary between the United States of America and Canada; thence southerly and southwesterly along the international boundary to its intersection by the production northwesterly of the line between lots 28 and 29, fronting on the St. Clair River, in the Township of Sarnia; thence southeasterly along the last-mentioned production and line and its production southeasterly

to the westerly extremity of the centre line of the road allowance adjacent to and northerly of Lot 7 in Range 6 in the Sarnia Indian Reserve; thence easterly along that centre line across ranges 6, 5, 4, 3 and 2, to and extending easterly along the centre line of the road allowance adjacent to and northerly of lots 15 and 6 in Block A in the Sarnia Indian Reserve, to and extending easterly along the centre line of the road allowance between concessions 2 and 3, in the Township of Sarnia to the centre line of the road allowance between lots 15 and 16; thence northerly along the last-mentioned centre line across concessions 3 to 8, both inclusive, to and extending northerly along the centre line of the road allowance between lots 45 and 46 in Concession 9 to the place of beginning. C.R.O. 1950, Reg. 227, App. C, ss. 57-59.

#### SAULT STE. MARIE ZONE

61. The City of Sault Ste. Marie and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the west limit of the east half of Section 4 in the geographic Township of Awenge meets the northerly limit of the St. Mary River; thence northerly along the west limit of the east half of Section 4 in the geographic Township of Awenge and the west limit of the east halves of sections 33 and 28 in the geographic Township of Korah to the north limit of Section 28 in the geographic Township of Korah; thence easterly along the north limit of sections 28, 27, 26 and 25, in the geographic Township of Korah and the north limit of Section 30, Section 29, and the west half of Section 28, in the geographic Township of Tarentorus to the east limit of the west half of Section 28 in the geographic Township of Tarentorus; thence southerly along the east limit of the west half of Section 28 in the geographic Township of Tarentorus to the north limit of the east half of Section 33 in the geographic Township of Tarentorus; thence easterly along the north limit of the east half of Section 33 and the north limit of Section 34 in the geographic Township of Tarentorus to the division line between the geographic Township of Tarentorus and Rankin Location (sometimes known as Rankin Township); thence southerly along the division line between the geographic Township of Tarentorus and Rankin Location to the northerly limits of Lot B, Second Range, Rankin Location; thence easterly along the northerly limit of lots B and C, Second Range, to the northwesterly limit of Lot 18, Second Range; thence northeasterly along the northwesterly limit of lots 18 and 19, Second Range, to the northeasterly limit of Lot 19, Second Range; thence southeasterly along the northeasterly limit of Lot 19, Second Range, and the northeasterly limit of Lot 19, River Range, to the northerly limit of the St. Mary River; thence in a general westerly direction following the windings and turnings of the northerly limit of St. Mary River to the place of beginning. O. Reg. 103/58, s. 4.

#### SEAFORTH ZONE

62. The Town of Seaforth. C.R.O. 1950, Reg. 227, App. C, s. 60.

#### SMITH'S FALLS ZONE

63. The separated Town of Smith's Falls and the suburban area adjacent thereto and lying within a line drawn as follows: beginning at the northeast corner of Lot 1 in Concession 6 in the Township of North Elmsley; thence westerly along the southerly limit of the road allowance between concessions 6 and 7 in the Township of North Elmsley to the northwest corner of Lot 3 in Concession 6; thence southerly along the division line between lots 3 and 4 in Concession 6 in the Township of North Elmsley and across the road allowance between concessions 5 and 6 to the northeast corner of Lot 4 in Concession 5 in the Township of North Elmsley; thence westerly along the southerly limit of the road allowance between concessions 5 and 6 in the Township of North Elmsley to the northwest corner of Lot 6 in Concession 5; thence southerly along the

easterly limit of the road allowance between lots 6 and 7 in concessions 5, 4 and 3, in the townships of North and South Elmsley to the southwest corner of Lot 6 in Concession 3 in the Township of South Elmsley; thence easterly along the northerly limit of the road allowance between concessions 2 and 3 in the Township of South Elmsley to the centre line of the road allowance between the townships of South Elmsley and Wolford; thence southerly along the centre line to the division line between concessions C and D in the Township of Wolford; thence easterly along the division line between concessions C and D to the line between the townships of Wolford and Montague; thence easterly along the line between concessions 1 and 2 in the Township of Montague to the southeast corner of Lot 19 in Concession 2 in the Township of Montague; thence northerly along the westerly limit of the road allowance between lots 18 and 19 in concessions 2, 3, 4, 5 and 6, to the northeast corner of Lot 19 in Concession 6 in the Township of Montague; thence westerly along the southerly limit of the road allowance between concessions 6 and 7 in the Township of Montague and its production to the place of beginning. O. Reg. 219/58, s. 1.

#### SPRINGFIELD ZONE

64. The Village of Springfield.

#### STRATFORD ZONE

65. The City of Stratford.

#### TEESWATER ZONE

66. The Village of Teeswater.

#### TILLSONBURG ZONE

67. The Town of Tillsonburg. C.R.O. 1950, Reg. 227, App. C, ss. 62-66.

#### METROPOLITAN TORONTO ZONE

68. The Metropolitan Area under the provisions of The Municipality of Metropolitan Toronto Act. O. Reg. 28/55, s. 2 (2).

#### VICTORIA HARBOUR ZONE

69. The Village of Victoria Harbour.

#### VIENNA ZONE

70. The Village of Vienna.

#### WINDSOR ZONE

71. The City of Windsor.

#### WINGHAM ZONE

72. The Town of Wingham. C.R.O. 1950, Reg. 227, App. C, ss. 68-71.

#### WOODSTOCK ZONE

73. The City of Woodstock and the suburban area adjacent thereto and lying within a line drawn as follows: beginning where the easterly limit of Lot 16 in Concessions 2 in the Township of Blandford meets the high-water mark of the southerly shore of the Thames River; thence southerly along the easterly limit of Lot 16 across concessions 2 and 1 in the Township of Blandford and concessions 1 and 2 in the Township of East Oxford and its production southerly to the centre line of the road allowance between concessions 2 and 3 in the Township of East Oxford; thence westerly along the centre line and its production westerly to the boundary between the townships of East Oxford and West Oxford; thence southerly along the boundary to the production easterly of the centre line of the road allowance between concessions

1 and 2 in the Township of West Oxford; thence westerly and southwesterly along the centre line of the road allowance between concessions 1 and 2 in the Township of West Oxford to the production southeasterly of the southwesterly limit of Lot 1 in Concession 1; thence northwesterly along the production and limit across Concession 1 and the Broken Front Concession to the high-water mark on the southerly shore of the Thames River in the Township of West Oxford; thence north-easterly along the high-water mark to the place of beginning. O. Reg. 8/60, s. 1.

## APPENDIX D

### BARBERING INDUSTRY

1. The Barbering Industry is defined as all work done by barbers in,

- (a) shaving or trimming a beard or moustache;
- (b) cutting, trimming, singeing, shampooing or dressing hair;
- (c) giving,
  - (i) facial massage, or
  - (ii) scalp treatment; and
- (d) honing or stropping a razor,

except where performed in barber schools licensed by The Industry and Labour Board under *The Apprenticeship Act*.

### TAXI-CAB INDUSTRY

2. The Taxi-cab Industry is defined as all work done in respect of the operation of automobiles as taxicabs or livery cabs. C.R.O. 1950, Reg. 227, App. D.

## APPENDIX E

### LADIES' CLOAK AND SUIT INDUSTRY

1. The Ladies' Cloak and Suit Industry is defined as all work done in the manufacture anywhere, in whole or in part, of cloaks, coats, suits, wraps or skirts for female persons, but does not include work done in,

- (a) the manufacture of cloaks, coats, suits, wraps or skirts for female persons not over fourteen years of age by a manufacturer who does not manufacture or handle directly or indirectly cloaks, coats, suits, wraps or skirts for female persons over fourteen years of age;
- (b) the manufacture of,
  - (i) ski-suits or skating-suits in whole or in part,
  - (ii) athletic uniforms in whole or in part,
  - (iii) riding-coats or wind-breakers,
  - (iv) lounging-robos, bath-robos, kimonos, pyjamas or beach-wraps,
  - (v) leather clothing,
  - (vi) jackets or blazers that are not lined and are not more than twenty-eight inches in length and are not manufactured as part of a suit, or
  - (vii) skirts that are made from cloth weighing five ounces or less per square yard and are not manufactured for use as part of a suit; or

- (c) the making of cloaks, coats, suits, wraps or skirts by a custom tailor who,
  - (i) makes cloaks, coats, suits, wraps or skirts individually for a retail customer, according to the measurement and specification of the retail customer, and
  - (ii) does not employ more than four persons in making cloaks, coats, suits, wraps and skirts. O. Reg. 282/57, s. 1.

## LADIES' DRESS AND SPORTS-WEAR INDUSTRY

2. The Ladies' Dress and Sports-wear Industry is defined as all work done in the manufacture in whole or in part of dresses for day wear or evening wear or skirts or play-clothes for female persons but does not include work done in,

- (a) the manufacture of dresses for day wear or evening wear or skirts or play-clothes,
  - (i) for female persons not over fourteen years of age, where the manufacturer does not manufacture or handle directly or indirectly dresses for day wear or evening wear or skirts or play-clothes for female persons over fourteen years of age, or
  - (ii) made from knitted material, where the manufacturer of the knitted material manufactures on the same premises dresses for day wear or evening wear or skirts or play-clothes therefrom;
- (b) the manufacture of,
  - (i) skirts made from cloth weighing more than five ounces a square yard or from tweed or curl-cloth,
  - (ii) any style of apron, or
  - (iii) bathing-suits; or
- (c) the making of dresses for day wear or evening wear or skirts or play-clothes by a custom dressmaker who,
  - (i) makes dresses for day wear or evening wear or skirts or play-clothes individually for a retail customer according to the measurement and specification of the retail customer, and
  - (ii) does not employ more than four persons in making dresses for day wear or evening wear or skirts or play-clothes. O. Reg. 220/56, s. 2.

## MEN'S AND BOYS' CLOTHING INDUSTRY

3. The Men's and Boys' Clothing Industry is defined as all work done in the manufacture in whole or in part of pants, vests, jackets, suits or overcoats for men, boys and youths but does not include work done in,

- (a) the manufacture of,
  - (i) children's clothing not exceeding size twenty-four and for children of not more than six years of age,

- (ii) athletic uniforms,
- (iii) leather or rubberized clothing,
- (iv) coarse pants made from cotton fabrics, Mackinaw cloth or tweeds weighing more than twenty ounces a yard, or
- (v) work shirts, Mackinaw coats, wind-breakers or any style of overall;

- (b) retail stores, in the making of alterations to manufactured pants, vests, jackets, suits or overcoats; or
- (c) the making of pants, vests, jackets, suits or overcoats by a custom tailor or merchant tailor who,

- (i) makes the pants, vests, jackets, suits or overcoats individually for a customer according to the specific size, measurement and specification of the customer, and
- (ii) does not employ a total of more than five persons in making pants, vests, jackets, suits or overcoats. C.R.O. 1950, Reg. 227, App. E, s. 2.

## MEN'S AND BOYS' HAT AND CAP INDUSTRY

4. The Men's and Boys' Hat and Cap Industry is defined as the manufacturing of all kinds of hats, caps and head-gear for,

- (a) men and boys from materials other than fur-felt, woollen-felt or straw; and
- (b) children under eight years of age, other than head-gear manufactured from,
  - (i) silk, satin, lace, poplin, silk prints, plain cotton fabric, rayon fabric, chin-chilla, blanket cloth or felt yard goods for children under two years of age, or
  - (ii) fabric matching coats or ensembles, where the fabric is supplied only to the manufacturer of the coats and ensembles or is manufactured by the manufacturer of the coats and ensembles. C.R.O. 1950, Reg. 227, App. E, s. 3.

## MILLINERY INDUSTRY

5. The Millinery Industry is defined as the manufacturing in whole or in part of head-gear for female persons eight years of age and over but does not include the altering, making, remodelling or repairing of head-gear by a custom milliner who,

- (a) alters, makes, remodels or repairs head-gear individually for a customer, according to the personal measurement and specification of that customer; and
- (b) does not employ more than three persons in altering, making, remodelling or repairing head-gear. O. Reg. 3/51, s. 2.

## Regulation 245

### under The Industrial Standards Act

#### INTERPROVINCIALY COMPETITIVE INDUSTRIES

1. The following industries are designated as interprovincially competitive industries:

1. The Men's and Boys' Hat and Cap Industry.
2. The Millinery Industry.
3. The Ladies' Dress and Sports-wear Industry.
4. The Ladies' Cloak and Suit Industry.
5. The Men's and Boys' Clothing Industry. O. Reg. 178/53, s. 1; O. Reg. 6/51, s. 1; O. Reg. 228/56, s. 1; O. Reg. 7/58, s. 1; C.R.O. 1950, Reg. 207, s. 1, *amended*.



## Regulation 246

### under The Industrial Standards Act

#### DESIGNATION OF RETAIL GASOLINE SERVICE INDUSTRY

1. The business of operating retail gasoline service stations, gasoline pumps or outlets where gasoline is offered for sale at retail, including washing, waxing, oiling or lubricating automotive vehicles, repairing or changing tires, and other services and undertakings incidental thereto, but not including a gasoline outlet on the premises of an employer and used in the fueling of automotive vehicles owned or operated by the employer, is designated as the retail gasoline service industry. C.R.O. 1950, Reg. 458, s. 2.

2. The parts of Ontario described in the schedules are designated as zones for the retail gasoline service industry, and each zone shall be known by the name in the heading therefor. C.R.O. 1950, Reg. 458, s. 2, *revised*.

#### Schedule 1

##### BRANTFORD ZONE

The City of Brantford.

#### Schedule 2

##### HAMILTON ZONE

That part of Ontario described as the City of Hamilton and the suburban area adjacent thereto and lying within a line drawn as follows: beginning at the point where the high-water mark of the west shore of Burlington Bay meets the northerly limit of the City of Hamilton in the County of Wentworth; thence in a general westerly, southerly and southeasterly direction along the city limits of Hamilton to a line drawn parallel to and distant 300 feet measured northerly and perpendicularly from Main Street in the City of Hamilton; thence westerly along the line drawn parallel to Main Street to the line between lots 54 and 55, Concession 1,

in the Township of Ancaster; thence southerly along that line to the line between concessions 1 and 2 in the township; thence easterly along that line to the south-westerly limit of the City of Hamilton; thence in a general southerly and easterly direction along the southwesterly and southerly limit of the city to the line between the townships of Ancaster and Barton; thence along a line drawn southeasterly across Lot 21, Concession 4, in the Township of Barton to the south-westerly angle of the limit of the City of Hamilton in Lot 21, Concession 4; thence in a general easterly direction along the southerly limit of the City of Hamilton to the road between lots 15 and 16, Concession 4, in the Township of Barton; thence southerly along that road to a line drawn parallel to and distant 300 yards measured perpendicularly and southerly from the road allowance between concessions 4 and 5 in the Township of Barton; thence easterly along the line drawn parallel to that road allowance to the centre line of the road allowance between lots 12 and 13, Concession 5; thence northerly along that centre line to the southerly limit of the City of Hamilton; thence in a general easterly and northerly direction along the southerly limit to the centre line of the right of way of the Toronto, Hamilton and Buffalo Railway; thence easterly along that centre line to the line between lots 32 and 33, Concession 4, in the Township of Saltfleet; thence northerly along that line to a line drawn parallel to and distant 300 feet measured perpendicularly and southerly from the southerly limit of provincial highway No. 8 in the Township of Saltfleet; thence easterly along the line drawn parallel to that limit to the line between lots 31 and 32, Concession 3, in the Township of Saltfleet; thence northerly along that line to the centre line of the road allowance between concessions 1 and 2 in the Township of Saltfleet; thence westerly along that centre line to a line drawn parallel to and distant 300 feet measured perpendicularly and easterly from the easterly limit of the City of Hamilton; thence northerly along the line drawn parallel to that limit to the high-water mark on the south shore of Burlington Bay; thence in a general westerly direction along the high-water mark on the shore to the point of beginning is designated as a zone, to be known as the Hamilton Zone, for the retail gasoline service industry. C.R.O. 1950, Reg. 459, s. 1.

## Regulation 247

### under The Industrial Standards Act

#### DUTIES OF EMPLOYERS AND ADVISORY COMMITTEES

##### EMPLOYERS

1.—(1) The information respecting wages, hours and days and conditions of labour required to be furnished under clause *a* of section 11 of the Act is,

- (a) the amount of wages paid to each employee for work performed by him,
  - (i) during the regular working periods, and
  - (ii) at any time other than during the regular working periods,

and the dates of payment, established by the Schedule applicable to the employee;

- (b) the hourly or daily rate used in computing wages paid to an employee on time-work;
- (c) the amount of each kind of work performed by an employee on piece-work and the piece-work rate used in computing his wages;
- (d) the rate of commission or percentage used in computing the wages of an employee on commission or percentage;
- (e) the number of hours of work performed by each employee,
  - (i) during the regular working day and the regular working week, and
  - (ii) at any time other than during the regular working periods,

established by the Schedule applicable to the employee;

- (f) the hours of the day and the particular days in the week during which work was performed by each employee;

- (g) the number of hours during each day and each week that each employee was required to remain on the employer's premises but was not required to perform any work; and

- (h) the particular operations in the industry performed by each employee and the place where performed. O. Reg. 38/53, s. 1.

(2) Every employer to whom section 11 of the Act applies shall keep complete and accurate records of the information listed in subsection 1, and retain the records for a period of at least twelve months. O. Reg. 28/57, s. 1.

2.—(1) Where a Schedule for any industry assesses employees, the employers shall deduct the amount of the assessment from the wages of the employees.

(2) The employers shall before the 10th day of each month remit to the advisory committee established for the Schedule,

- (a) the amount of the assessment deducted under subsection 1; and
- (b) the amount for which the employer is assessed under the Schedule. O. Reg. 38/53, s. 3.

##### ADVISORY COMMITTEE

3. An advisory committee established under a Schedule shall,

- (a) keep written records of all proceedings and resolutions of each meeting held by it; and
- (b) send to the Board forthwith after the meeting a true copy of the records, signed by the members of the committee present at the meeting. O. Reg. 38/53, s. 2.

## Regulation 248

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(ARNPRIOR)

1. The Schedule is in force during pleasure within the Arnprior zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 146, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Arnprior Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than  $45\frac{1}{2}$  hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i)  $8\frac{1}{2}$  hours of work performed on Monday, Thursday and Friday between 8.30 a.m. and 6 p.m., and
  - (ii) ten hours of work to be performed on Tuesday and Saturday between 8.30 a.m. and 9 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which a holiday occurs,  $8\frac{1}{2}$  hours of work may be performed between 8.30 a.m. and 6 p.m. on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$35 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Single..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 146, Sched.

## Regulation 249

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(AURORA AND NEWMARKET)

1. The Schedule is in force during pleasure within the Aurora zone and the Newmarket zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 147, s. 1, *amended*.

#### Schedule

1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are

- (a) a regular working week consisting of not more than 44½ hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) 8½ hours of work performed on Monday, Tuesday, Thursday and Friday between 8.30 a.m. and 7 p.m., and
  - (ii) 10½ hours of work performed on Saturday between 8.30 a.m. and 9 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which Christmas Day is celebrated, 8½ hours of work may be performed between 8.30 a.m. and 7 p.m. on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 147, Sched.



## Regulation 250

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(AYLMER AND SPRINGFIELD)

1. The Schedule is in force during pleasure within the Aylmer zone and the Springfield zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 148, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Thursday and Friday between 9 a.m. and 6 p.m.,
  - (ii) three hours of work performed on Wednesday between 9 a.m. and 12 noon, and
  - (iii) ten hours of work performed on Saturday between 9 a.m. and 9 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday; or
- (c) Wednesday after 12 noon.

(2) During the week in which Christmas Day falls on,

- (a) Thursday, ten hours of work may be performed between 9 a.m. and 9 p.m.; or
- (b) Friday or Saturday, eight hours of work may be performed between 9 a.m. and 6 p.m.

on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 70 per cent of the proceeds from the work performed by Class A employees or \$30 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rates of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.

v. Neck-clip for ladies.....	25 cents.
vi. Razor honing.....	50 cents.
vii. Shampoo, plain.....	50 cents.
viii. Shave.....	30 cents.
ix. Singe.....	25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 148, Sched.

## Regulation 251

under The Industrial Standards Act

### SCHEDULE—BARBERING INDUSTRY

(BARRIE)

1. The Schedule is in force during pleasure within the Barrie zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 149, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Barrie Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-eight hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i)  $8\frac{1}{2}$  hours of work performed on Monday, Tuesday, Thursday and Friday between 8.30 a.m. and 6 p.m.,
  - (ii)  $10\frac{1}{2}$  hours of work performed on Saturday between 8.30 a.m. and 9 p.m., and
  - (iii)  $3\frac{1}{2}$  hours of work performed on Wednesday between 8.30 a.m. and 12 noon.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday; or
- (c) Wednesday after 12 noon.

(2) Where Christmas Day falls on Thursday,  $8\frac{1}{2}$  hours of work may be performed between 8.30 a.m. and 6 p.m. on Wednesday immediately preceding Christmas Day.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages,

Class B—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class C—A person who is given part-time work or casual employment on a minimum rate of wages plus a percentage or commission.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week for Class A employees;
- (b) \$25 a week plus 50 per cent of the proceeds in excess of \$35 from the work performed by Class B employees; and
- (c)
  - (i) \$12.50 a week plus 50 per cent of the proceeds in excess of \$20.50 from the work performed by Class C employees for  $22\frac{1}{2}$  hours of work performed three hours a day on any four days of Monday, Tuesday, Wednesday, Thursday or Friday and  $10\frac{1}{2}$  hours a day on Saturday,
  - (ii) \$10.50 a week plus 50 per cent of the proceeds in excess of \$17 from the work performed by Class C employees for  $19\frac{1}{2}$  hours of work performed three hours a day on any three days of Monday, Tuesday, Wednesday, Thursday or Friday and  $10\frac{1}{2}$  hours a day on Saturday,
  - (iii) \$8.50 a week plus 50 per cent of the proceeds in excess of \$13.50 from the work performed by Class C employees for  $16\frac{1}{2}$  hours of work performed three hours a day on any two days of Monday, Tuesday, Wednesday, Thursday or Friday and  $10\frac{1}{2}$  hours a day on Saturday,
  - (iv) \$6.50 a week plus 50 per cent of the proceeds in excess of \$10 from the work performed by Class C employees for  $13\frac{1}{2}$  hours of work performed three hours a day on Monday, Tuesday, Wednesday, Thursday or Friday and  $10\frac{1}{2}$  hours a day on Saturday,
  - (v) \$4.50 plus 50 per cent of the proceeds in excess of \$6.50 from the work performed by Class C employees for  $10\frac{1}{2}$  hours of work performed on Saturday, and
  - (vi) \$4.50 plus 50 per cent of the proceeds in excess of \$6.50 from the work performed by Class C employees for  $8\frac{1}{2}$  hours of work performed on Monday, Tuesday, Thursday or Friday or Wednesday in the week in which Christmas Day falls on Thursday.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

(a) the minimum charge for each operation established in section 7; or

(b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

(a) materials supplied;

(b) laundry service; or

(c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

i. Facial massage, plain..... 50 cents.

ii. Hair-cut or trim for persons 14 years and over..... 50 cents.

iii. Hair-cut for persons under 14 years. 35 cents.

iv. Head-rub..... 25 cents.

v. Neck-clip for ladies..... 25 cents.

vi. Razor honing..... 50 cents.

vii. Shampoo, plain..... 50 cents.

viii. Shave..... 30 cents.

ix. Singe..... 25 cents.

(2) No employer or employee may,

(a) contract for or accept prices lower than those in subsection 1;

(b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or

(c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 149, Sched.



## Regulation 252

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(BEAMSVILLE, CLINTON-LOUTH TOWNSHIPS  
AND GRIMSBY)

1. The Schedule is in force during pleasure within the Beamsville zone, Clinton-Louth Townships zone and Grimsby zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 150, s. 1, *amended*.

#### Schedule

##### 1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

#### HOURS OF WORK

##### 2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-seven hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) nine hours of work performed on Monday, Tuesday, Thursday and Friday between 9 a.m. and 7 p.m., and
  - (ii) eleven hours of work performed on Saturday between 8 a.m. and 9 p.m.

##### 3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which a holiday occurs, nine hours of work may be performed between 9 a.m. and 7 p.m. on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 150, Sched.

## Regulation 253

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(BELLEVILLE)

1. The Schedule is in force during pleasure within the Belleville zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 151, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Belleville Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-seven hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) nine hours of work performed on Monday, Tuesday, Thursday and Friday between 8 a.m. and 7 p.m., and
  - (ii) eleven hours of work performed on Saturday between 8 a.m. and 9 p.m.

3. No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday; or
- (c) Wednesday except the Wednesday in the week in which Christmas Day is celebrated.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages.

Class B—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class C—A person who is given part-time work or casual employment on a percentage or commission.

#### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$35 a week for Class A employees;
- (b) \$25 a week plus 50 per cent of the proceeds in excess of \$35 from the work performed by Class B employees; and
- (c) 70 per cent of the proceeds from the work performed by Class C employees.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for adults..... 50 cents.
- iii. Hair-cut for children..... 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Shampoo, plain..... 50 cents.
- vii. Shave..... 25 cents.
- viii. Singe..... 25 cents.
- ix. Razor honing..... 50 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 151, Sched.

## Regulation 254

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(BLYTH, BRUSSELS, LUCKNOW, TEESWATER  
AND WINGHAM)

1. The Schedule is in force during pleasure within the Blyth zone, Brussels zone, Lucknow zone, Teeswater zone and Wingham zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 152, s. 1, *amended*.

#### Schedule

##### 1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is celebrated;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) the birthday or the day fixed by proclamation of the Governor General for the celebration of the birthday of the reigning Sovereign,
  - (v) Dominion Day,
  - (vi) Civic Holiday,
  - (vii) Labour Day,
  - (viii) Thanksgiving Day,
  - (ix) Christmas Day, and
  - (x) the 26th day of December.

#### HOURS OF WORK

##### 2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than 46½ hours of work performed during the regular working days; and
- (b) subject to clause *a*, a regular working day consisting of not more than,
  - (i) 8½ hours of work performed on Monday, Tuesday, Thursday and Friday between 8.30 a.m. and 6 p.m. and 12½ hours of work performed on Saturday between 8.30 a.m. and 11 p.m. in the Blyth zone, Brussels zone, Teeswater zone and Wingham zone, and
  - (ii) 8½ hours of work performed on Monday, Tuesday, Wednesday and Friday between 8.30 a.m. and 6 p.m. and 12½ hours of work performed on Saturday between 8.30 a.m. and 11 p.m. in the Lucknow zone.

4.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday; or
- (c) (i) Wednesday in the Blyth zone, Brussels zone, Teeswater zone and Wingham zone, and
- (ii) Thursday in the Lucknow zone.

(2) During the week in which Christmas Day is celebrated, 8½ hours of work may be performed between 8.30 a.m. and 6 p.m. on,

- (a) Wednesday in the Blyth zone, Brussels zone, Teeswater zone and Wingham zone; and
- (b) Thursday in the Lucknow zone,

in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 50 per cent of the proceeds in excess of \$33 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

MINIMUM CHARGES

7,—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.

- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 152, Sched.



## Regulation 255

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (BRACEBRIDGE, GRAVENHURST AND HUNTSVILLE)

1. The Schedule is in force during pleasure within the Bracebridge zone, Gravenhurst zone and Huntsville zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 153, s. 1, *amended*.

#### Schedule

##### 1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

#### HOURS OF WORK

##### 2. The regular working periods for the industry are,

- (a) in the Bracebridge zone,
  - (i) a regular working week consisting of not more than forty-six hours of work performed during the regular working days, and
  - (ii) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday and Friday between 8.30 a.m. and 5.30 p.m., four hours of work performed on Thursday between 8.30 a.m. and 12.30 p.m. and ten hours of work performed on Saturday between 9 a.m. and 9 p.m.;
- (b) in the Gravenhurst zone,
  - (i) a regular working week consisting of not more than 44½ hours of work performed during the regular working days, and
  - (ii) a regular working day consisting of not more than 8½ hours of work performed on Monday, Tuesday, Wednesday and Friday between 8.30 a.m. and 6 p.m. and 10½ hours of work performed on Saturday between 8.30 a.m. and 9 p.m.; and

##### (c) in the Huntsville zone,

- (i) a regular working week consisting of not more than forty-four hours of work performed during the regular working days, and
- (ii) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday and Wednesday between 9 a.m. and 6 p.m. and ten hours of work performed on Friday and Saturday between 9 a.m. and 9 p.m.

##### 3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday; or
- (c) Thursday,
  - (i) in the Gravenhurst zone and Huntsville zone, or
  - (ii) after 12.30 p.m. in the Bracebridge zone.

##### (2) During the week in which,

- (a) a holiday occurs other than on Monday or Tuesday, 8½ hours of work may be performed between 8.30 a.m. and 6 p.m. in the Gravenhurst zone on Thursday in that week; and
- (b) New Year's Day or Christmas Day falls on Friday, eight hours of work may be performed between 9 a.m. and 6 p.m. in the Huntsville zone on Thursday in that week.

#### CLASSIFICATION OF EMPLOYEES

##### 4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

##### 5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 70 per cent of the proceeds from the work performed by Class A employees or \$25 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or \$5 a day, whichever is the greater.

##### (2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.

- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 153, Sched.

## Regulation 256

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (BRAMPTON)

1. The Schedule is in force during pleasure within the Brampton zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 154, s. 1, *amended*.

##### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Brampton Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i)  $8\frac{1}{2}$  hours of work performed on Monday, Tuesday, Thursday and Friday between 9 a.m. and 6.30 p.m., and
  - (ii) eleven hours of work performed on Saturday between 9 a.m. and 10 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which a holiday occurs,  $8\frac{1}{2}$  hours of work may be performed between 9 a.m. and 6.30 p.m. on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 35 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 154, Sched.

## Regulation 257

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(BRANTFORD)

1. The Schedule is in force during pleasure within the Brantford zone and is binding upon the employers and employees in the barbering industry. O. Reg. 134/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) Good Friday,
- (iv) Victoria Day,
- (v) Dominion Day,
- (vi) Brantford Civic Holiday,
- (vii) Labour Day,
- (viii) Thanksgiving Day,
- (ix) Christmas Day, and
- (x) the 26th day of December in a year in which Christmas Day falls on a day other than a Saturday, or the 27th day of December in a year in which Christmas Day falls on a Saturday;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Wednesday;
- (c) for more than  $8\frac{1}{2}$  hours a day; or
- (d) before,
  - (i) 8.30 a.m. or after 6 p.m. on Monday, Tuesday, Thursday or Friday, or
  - (ii) 8 a.m. or after 6 p.m. on Saturday.

3. Notwithstanding section 2, during a week in which,

- (a) New Year's Day;
- (b) Good Friday; or
- Christmas Day,

falls on a day other than a Sunday,  $8\frac{1}{2}$  hours of work may be performed on each day of the week that is not a holiday between 8.30 a.m. and 6 p.m. on Monday, Tuesday, Wednesday, Thursday or Friday, and between 8 a.m. and 6 p.m. on Saturday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATE OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by a Class A employee is 70 per cent of the proceeds from the work performed by him or \$30 a week whichever is the greater, and by a Class B employee 70 per cent of the proceeds from the work performed by him or,

- (a) \$21 a week for  $20\frac{1}{2}$  hours of work performed,
  - (i) three hours a day on Monday, Tuesday, Thursday and Friday, and
  - (ii)  $8\frac{1}{2}$  hours a day on Saturday;
- (b) \$18 a week for  $17\frac{1}{2}$  hours of work performed,
  - (i) three hours a day on any three days of Monday, Tuesday, Thursday or Friday, and
  - (ii)  $8\frac{1}{2}$  hours a day on Saturday or the day before a holiday;
- (c) \$15 a week for  $14\frac{1}{2}$  hours of work performed,
  - (i) three hours a day on any two days of Monday, Tuesday, Thursday or Friday, and
  - (ii)  $8\frac{1}{2}$  hours a day on Saturday or the day before a holiday;
- (d) \$12 a week for  $11\frac{1}{2}$  hours of work performed,
  - (i) three hours a day on Monday, Tuesday, Thursday or Friday, and
  - (ii)  $8\frac{1}{2}$  hours a day on Saturday or the day before a holiday;
- (e) \$9 for  $8\frac{1}{2}$  hours of work performed on,
  - (i) Saturday, or
  - (ii) the day before a holiday; and
- (f) \$8 for  $8\frac{1}{2}$  hours of work performed on a day other than,
  - (i) Saturday, or
  - (ii) the day before a holiday,

whichever is the greater.



(2) The percentage in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

(a) the minimum charge for each operation established in section 7; or

(b) the prevailing charge established in the shop for each operation, whichever is the greater.

6. No deduction shall be made from the minimum rate of wages for,

(a) materials supplied;

(b) laundry service; or

(c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

i. Facial massage, plain..... 50 cents.

ii. Hair-cut or trim for persons 14 years and over..... 60 cents.

iii. Hair-cut for persons under 14 years. 35 cents.

iv. Head-rub..... 25 cents.

v. Neck-clip for ladies..... 25 cents.

vi. Razor honing..... 50 cents.

vii. Shampoo, plain..... 50 cents.

viii. Shave..... 30 cents.

ix. Singe..... 35 cents.

(2) No employer or employee may,

(a) contract for or accept prices lower than those in subsection 1;

(b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or

(c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 134/57, Sched.; O. Reg. 252/59, ss. 1-3.

## Regulation 258

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(BROCKVILLE)

1. The Schedule is in force during pleasure within the Brockville zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 156, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Brockville Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-seven hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i)  $8\frac{1}{2}$  hours of work performed on Monday, Tuesday, Thursday and Friday between 8.30 a.m. and 6 p.m.,
  - (ii)  $9\frac{1}{2}$  hours of work performed on Saturday between 8.30 a.m. and 8 p.m., and
  - (iii)  $3\frac{1}{2}$  hours of work performed on Wednesday between 8.30 a.m. and 12 noon.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday; or
- (c) Wednesday after 12 noon.

(2) Where Christmas Day falls on Thursday,  $8\frac{1}{2}$  hours of work may be performed between 8.30 a.m. and 6 p.m. on Wednesday immediately preceding Christmas Day.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment at a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 50 per cent of the proceeds in excess of \$35 from the work performed by Class A employees; and
- (b)
  - (i) \$16.50 a week for  $21\frac{1}{2}$  hours of work performed by Class B employees three hours a day on any four days of Monday, Tuesday, Wednesday, Thursday or Friday and  $9\frac{1}{2}$  hours a day on Saturday,
  - (ii) \$14.25 a week for  $18\frac{1}{2}$  hours of work performed by Class B employees three hours a day on any three days of Monday, Tuesday, Wednesday, Thursday or Friday and  $9\frac{1}{2}$  hours a day on Saturday,
  - (iii) \$12 a week for  $15\frac{1}{2}$  hours of work performed by Class B employees three hours a day on any two days of Monday, Tuesday, Wednesday, Thursday or Friday and  $9\frac{1}{2}$  hours a day on Saturday;
  - (iv) \$9.75 a week for  $12\frac{1}{2}$  hours of work performed by Class B employees three hours a day on Monday, Tuesday, Wednesday, Thursday or Friday and  $9\frac{1}{2}$  hours a day on Saturday,
  - (v) \$7.50 for  $9\frac{1}{2}$  hours of work performed by Class B employees on Saturday, and
  - (vi) \$7.50 for  $8\frac{1}{2}$  hours of work performed by Class B employees on Monday, Tuesday, Thursday or Friday, or Wednesday in the week in which Christmas Day falls on Thursday.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.

- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950 Reg. 156, Sched.

## Regulation 259

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(BURLINGTON)

1. The Schedule is in force during pleasure within the Burlington zone and is binding upon the employers and employees in the barbering industry. O. Reg. 279/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) Good Friday,
- (iv) Victoria Day,
- (v) Dominion Day,
- (vi) Burlington Civic Holiday,
- (vii) Labour Day,
- (viii) Thanksgiving Day,
- (ix) Christmas Day, and
- (x) the 26th day of December;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Monday;
- (c) for more than nine hours a day; or
- (d) before 8 a.m. or after 6 p.m. in a day.

3. Notwithstanding clause *b* of section 2, where a holiday falls on a day in a week, other than Sunday, nine hours of work may be performed between 8 a.m. and 6 p.m. on Monday of that week, if the Monday is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, 65 per cent of the proceeds from the work performed by him with a minimum rate of wages of \$35 a week; and
- (b) for a Class B employee, 70 per cent of the proceeds from the work performed by him with a minimum rate of wages of 75 cents an hour.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain . . . . . 50 cents.
- ii. Hair-cut or trim for persons 14 years and over . . . . . 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub . . . . . 20 cents.
- v. Neck-clip for ladies. . . . . 25 cents.
- vi. Razor honing. . . . . 50 cents.
- vii. Shampoo, plain. . . . . 50 cents.
- viii. Shave . . . . . 30 cents.
- (ix) Singe. . . . . 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 279/58, Sched.



## Regulation 260

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(CAMPBELLFORD)

1. The Schedule is in force during pleasure within the Campbellford zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 413, Sched., *part*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) Wednesday after 12.30 p.m. during the months of May to October, both inclusive, except Wednesday in a week in which a holiday occurs.

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular working periods for the industry are the hours during which barber shops are permitted to be open pursuant to the provisions of the municipal by-laws of the Town of Campbellford.

4. The following classification of employees working in the industry is established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of them.

5. The minimum rate of wages for all work performed in the industry is as follows:

Class A—\$18.00 per week.

Class B—\$12.50 per week plus 65 percent of the proceeds in excess of \$20.00 from the work performed by the employees.

Class C—i. Nights and Saturday employees who work four hours per day or less from Monday to Fridays, inclusive, and all day or less on Saturday, \$7.50 per week plus 65 per cent of the proceeds in excess of \$12.50 from the work performed by the employee.

ii. Persons working on Saturdays or the day before a holiday and on the previous evening only, \$5.00 per week, plus 65 per cent of the proceeds in excess of \$7.50 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$4.00 per day or part thereof, plus 65 per cent of the proceeds in excess of \$6.00 from the work performed by the employee.

iv. Persons working on days other than Saturdays or the day before a holiday, \$2.50 per day or part thereof, plus 65 per cent of the proceeds in excess of \$4.00 from the work performed by the employee.

5. No deduction shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

6.—(1) The minimum charge for each operation in the industry is as follows:

- i. Hair-cut or trim (adult) . . . . . 35 cents.
- ii. Hair-cut (children) . . . . . 25 cents.
- iii. Shave . . . . . 15 cents.
- iv. Singe . . . . . 15 cents.
- v. Hair tonics . . . . . 15 cents.
- vi. Shampoos, plain . . . . . 25 cents.
- vii. Facial massage, plain . . . . . 25 cents.
- viii. Razor honing . . . . . 35 cents.
- ix. Ladies' neck-clip . . . . . 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 413, Sched., *amended*.

## Regulation 261

under The Industrial Standards Act

### SCHEDULE—BARBERING INDUSTRY

(CARLETON PLACE AND PERTH)

1. The Schedule is in force during pleasure within the Carleton Place zone and the Perth zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 158, s. 1, *amended*.

#### Schedule

##### 1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

#### HOURS OF WORK

##### 2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than  $46\frac{1}{2}$  hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i)  $8\frac{1}{2}$  hours of work performed on Monday and Friday between 8.30 a.m. and 6 p.m.,
  - (ii)  $9\frac{1}{2}$  hours of work performed on Tuesday and Thursday between 8.30 a.m. and 8 p.m., and
  - (iii)  $10\frac{1}{2}$  hours of work performed on Saturday between 8.30 a.m. and 9 p.m.

##### 3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which Christmas Day is celebrated,  $8\frac{1}{2}$  hours of work may be performed between 8.30 a.m. and 6 p.m. on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

##### 4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

##### 5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 65 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

##### 6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

##### 7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.

- |  |   |
|--|---|
| <p>viii. Shave..... 30 cents.</p> <p>ix. Singe..... 35 cents.</p> <p>(2) No employer or employee may,</p> <p>    (a) contract for or accept prices lower than those in subsection 1;</p> | <p>    (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or</p> <p>    (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 158, Sched.</p> |
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## Regulation 262

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(CHATHAM)

1. The Schedule is in force during pleasure within the Chatham zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 414, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) Thursday after 12 noon except Thursday in a week in which a holiday occurs and the Thursday preceding Christmas Day.

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3.—(1) The regular hours during which employers and employees may work in the industry are as follows:

- i. On Monday, Tuesday, Wednesday and Friday.....from 8 a.m. to 6 p.m.
- ii. On Saturday.....from 8 a.m. to 9 p.m.
- iii. On Thursday.....from 8 a.m. to 12 noon
- iv. On Thursday in a week in which a holiday occurs and on the Thursday preceding Christmas Day.....from 8 a.m. to 6 p.m.

(2) No work may be performed in the industry except during the regular working periods.

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a straight salary basis.

Class B—A person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—A person who is given part-time work or casual employment only on either a salary or commission basis or a combination of salary and commission.

5. The minimum rate of wages for all work performed in the industry is as follows:

Class A—\$27 per week.

Class B—\$17 per week plus 60 per cent of the proceeds in excess of \$24 from the work performed by the employee.

Class C—i. Night and Saturday employees, being persons who work four hours per day or less from Monday to Friday inclusive, and all day or less on Saturday, \$12 per week plus 60 per cent of the proceeds in excess of \$17 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$8 per week plus 60 per cent of the proceeds in excess of \$11 from the work performed by the employee.

iii. Persons working on Saturday only or the day before a holiday, \$5.50 per day or part thereof plus 60 per cent of the proceeds in excess of \$7.50 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$3 per day or part thereof plus 60 per cent of the proceeds in excess of \$4.50 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry services; or
- (c) operating expenses.

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Hair-cut or trim, adults..... 45 cents.
- ii. Hair-cut, children..... 30 cents.
- iii. Shave..... 30 cents.
- iv. Singe..... 15 cents.
- v. Shampoo, plain..... 35 cents.
- vi. Hair tonics..... 15 cents.
- vii. Facial massage, plain..... 35 cents.
- viii. Razor honing..... 40 cents.
- ix. Ladies' neck-clip..... 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 414, Sched., *amended*.



## Regulation 263

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(CLINTON, GODERICH AND SEAFORTH)

1. The Schedule is in force during pleasure within the Clinton zone, Goderich zone and Seaforth zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 159, s. 1, *amended*.

#### Schedule

1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-seven hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday and Friday between 9 a.m. and 6 p.m.,
  - (ii) ten hours of work performed on Tuesday and Thursday between 9 a.m. and 8 p.m., and
  - (iii) eleven hours of work performed on Saturday between 9 a.m. and 10 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday occurs during a week, eight hours of work may be performed between 9 a.m. and 6 p.m. on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 25 cents.
- ix. Singe..... 20 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 159, Sched.

## Regulation 264

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (COBOURG)

1. The Schedule is in force during pleasure within the Cobourg zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 161, s. 1, *amended*.

##### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Cobourg Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-seven hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) nine hours of work performed on Monday, Tuesday, Thursday and Saturday between 8 a.m. and 6 p.m., and
  - (ii) eleven hours of work performed on Friday between 8 a.m. and 9 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where Christmas Day falls on Thursday, eleven hours of work may be performed between 8 a.m. and 9 p.m. on Wednesday immediately preceding Christmas Day.

(3) Subject to subsection 2, where a holiday occurs during a week, nine hours of work may be performed between 8 a.m. and 6 p.m. on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees, and 65 per cent of the proceeds from the work performed by Class B employees or,

(a) \$17.25 a week for twenty-three hours of work performed,

(i) three hours a day on Monday, Tuesday, Thursday and Saturday, and

(ii) eleven hours on Friday;

(b) \$15 a week for twenty hours of work performed,

(i) three hours a day on any three days of Monday, Tuesday, Thursday or Saturday, and

(ii) eleven hours on Friday;

(c) \$12.75 a week for seventeen hours of work performed,

(i) three hours a day on any two days of Monday, Tuesday, Thursday or Saturday, and

(ii) eleven hours on Friday;

(d) \$10.50 a week for fourteen hours of work performed,

(i) three hours a day on Monday, Tuesday, Thursday or Saturday, and

(ii) eleven hours on Friday;

(e) \$8.25 for eleven hours of work performed on Friday; and

(f) \$6.75 for nine hours of work to be performed on a day other than Friday,

whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

(a) the minimum charge for each operation established in section 7; or

(b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deduction shall be made from the minimum rate of wages for,
- (a) materials supplied;
  - (b) laundry service; or
  - (c) operating expenses.

MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 35 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.

- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 161, Sched. 2.

## Regulation 265

under The Industrial Standards Act

### SCHEDULE—BARBERING INDUSTRY

(COLLINGWOOD)

1. The Schedule is in force during pleasure within the Collingwood zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 160, s. 1.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Collingwood Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than  $46\frac{1}{2}$  hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday and Thursday between 9 a.m. and 6 p.m.,
  - (ii)  $8\frac{1}{2}$  hours of work performed on Friday between 9 a.m. and 7.30 p.m.,
  - (iii) eleven hours of work performed on Saturday between 9 a.m. and 10 p.m., and
  - (iv) three hours of work performed on Wednesday between 9 a.m. and twelve noon.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday; or
- (c) Wednesday after 12 noon.

(2) Where a holiday falls on Thursday, eleven hours of work may be performed between 9 a.m. and 10 p.m. on Wednesday immediately preceding the holiday.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum weekly rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 70 per cent of the proceeds from the work performed by Class A employees or \$25 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 20 cents.
- v. Neck-clip for ladies..... 20 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 25 cents.
- ix. Singe..... 20 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 160, Sched.



## Regulation 266

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(CORNWALL)

1. The Schedule is in force during pleasure within the Cornwall zone and is binding upon the employers and employees in the barbering industry. O. Reg. 185/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) the 2nd day of January,
- (iv) Easter Monday,
- (v) Victoria Day,
- (vi) Dominion Day,
- (vii) Cornwall Civic Holiday,
- (viii) Labour Day,
- (ix) Thanksgiving Day,
- (x) Christmas Day, and
- (xi) the 26th day of December;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Wednesday;
- (c) for more than  $8\frac{1}{2}$  hours a day; or
- (d) before 8.30 a.m. or after 6 p.m. in a day.

3.—(1) Notwithstanding clause *b* of section 2 and subject to subsection 2, if an employee does not perform more than forty-eight hours of work in a week in which the Wednesday preceding New Year's Day or the Wednesday preceding Christmas Day falls, the employee may perform  $8\frac{1}{2}$  hours of work between 8.30 a.m. and 6 p.m. on that Wednesday, if it is not a holiday.

(2) Notwithstanding clauses *b*, *c* and *d* of section 2, where an employee does not perform more than forty-eight hours of work during a week, the employee may perform  $10\frac{1}{2}$  hours of work between 8.30 a.m. and 9 p.m. on each of the first two days preceding the 24th day of December that are not holidays.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, \$50 a week or 70 per cent of the proceeds from the work performed by him in a week, whichever is the greater; and
- (b) for a Class B employee, \$10 a day or 70 per cent of the proceeds from the work performed by him in a day, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub ..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 185/60, Sched.

## Regulation 267

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (DUNDAS)

1. The Schedule is in force during pleasure within the Dundas zone and is binding upon the employers and employees in the barbering industry. O. Reg. 93/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) Good Friday,
- (iv) Victoria Day,
- (v) Dominion Day,
- (vi) Dundas Civic Holiday,
- (vii) Labour Day,
- (viii) Thanksgiving Day,
- (ix) Christmas Day, and
- (x) the 26th day of December;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No work shall be performed in the industry,

- (a) on a holiday;
- (b) on a Monday;
- (c) for more than 8½ hours a day; or
- (d) before 8.30 a.m. or after 6 p.m. in a day.

3. Notwithstanding clause *b* of section 2, where a holiday falls on a day in a week other than Sunday, 8½ hours of work may be performed between 8.30 a.m. and 6 p.m. on Monday of that week, if the Monday is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, \$30 a week plus 60 per cent of the proceeds in excess of \$40 from the work performed by him in a week; and
- (b) for a Class B employee, \$5 a day plus 60 per cent of the proceeds in excess of \$7 from the work performed by him in a day.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 93/60, Sched.

Regulation 268

under The Industrial Standards Act

SCHEDULE—BARBERING INDUSTRY

(ELORA AND FERGUS)

1. The Schedule is in force during pleasure within the Elora zone and Fergus zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 163, s. 1, *amended*.

Schedule

1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

HOURS OF WORK

2. The regular working periods for the industry are,
- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
  - (b) a regular working day consisting of not more than,
    - (i) eight hours of work performed on Monday and Friday between 9 a.m. and 12 noon and 1 p.m. and 6 p.m.,
    - (ii) nine hours of work performed on Tuesday and Thursday between 9 a.m. and 12 noon and 1 p.m. and 8 p.m., and
    - (iii) eleven hours of work performed on Saturday between 9 a.m. and 12 noon and 1 p.m. and 10 p.m.

- 3.—(1) No work shall be performed in the industry on,
- (a) Sunday;
  - (b) Wednesday; or
  - (c) a holiday.

(2) During the week in which Christmas Day is celebrated, eight hours of work may be performed between 9 a.m. and 12 noon and 1 p.m. and 6 p.m. on Wednesday in that week.

CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time or casual employment on a percentage or commission but with a minimum rate of wages.

MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.

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| <p>viii. Shave..... 30 cents.</p> <p>ix. Singe..... 25 cents.</p> <p>(2) No employer or employee may,</p> <p>(a) contract for or accept prices lower than those in subsection 1;</p> | <p>(b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or</p> <p>(c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 163, Sched.</p> |
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## Regulation 269

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(ESSEX COUNTY)

1. The Schedule is in force during pleasure within the Essex County zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 164, s. 1, *amended*.

#### Schedule

1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for that part of the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-eight hours of work performed during the regular working days; and
- (b) subject to clause *a*, a regular working day consisting of not more than ten hours of work performed on Monday, Tuesday, Wednesday, Thursday, Friday and Saturday.

3. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 164, Sched.

## Regulation 270

under The Industrial Standards Act

### SCHEDULE—BARBERING INDUSTRY

(FORT FRANCES)

1. The Schedule is in force during pleasure within the Fort Frances zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 415, Sched., *part*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular working period for all employers and employees in the industry shall be the hours during which barber shops are permitted to be open under the municipal by-laws of the Town of Fort Frances.

4. The following classification of employees working in the industry is hereby established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of the same.

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$27.50 per week.

Class B—\$15.00 per week plus 70 per cent of the proceeds in excess of \$25.00 from the work performed by the employee.

Class C— i. Nights and Saturday employees who work four hours per day or less from Monday to Friday, both inclusive,

and all day or less on Saturday, \$11 per week plus 70 per cent of the proceeds in excess of \$16 from the work performed by the employee.

ii. Persons working on Saturdays or the day before a holiday and on the previous evening only, \$8 per week plus 70 per cent of the proceeds in excess of \$8 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$6 per day or part thereof plus 70 per cent of the proceeds in excess of \$8 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$3 per day or part thereof plus 70 per cent of the proceeds in excess of \$4.50 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Haircut or trim (adults)..... 50 cents.
- ii. Haircut (children)..... 35 cents.
- iii. Shave..... 25 cents.
- iv. Singe..... 35 cents.
- v. Hair tonics..... 25 cents.
- vi. Shampoos, plain..... 50 cents.
- vii. Facial massage, plain..... 50 cents.
- viii. Razor honing..... 50 cents.
- ix. Ladies' neck clip..... 15 cents.
- x. Neck shave..... 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 415, Sched., *amended*.

## Regulation 271

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(FORT WILLIAM-PORT ARTHUR)

1. The Schedule is in force during pleasure within the Fort William-Port Arthur zone and is binding upon the employers and employees in the barbering industry. O. Reg. 296/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) Good Friday,
- (iv) Victoria Day,
- (v) Dominion Day,
- (vi) Fort William-Port Arthur Civic Holiday,
- (vii) Labour Day,
- (viii) Thanksgiving Day,
- (ix) Christmas Day, and
- (x) the 26th day of December;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Monday;
- (c) for more than 8½ hours a day; or
- (d) before 8.30 a.m. or after 6 p.m. in a day.

3. Notwithstanding clause *b* of section 2, an employee may perform 8½ hours of work between 8.30 a.m. and 6 p.m. on the Monday preceding New Year's Day, Good Friday or Christmas Day if,

- (a) the employee does not perform more than a total of forty-eight hours of work during the week in which the Monday falls; and
- (b) the Monday is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, 70 per cent of the proceeds from the work performed by him or \$40 a week, whichever is the greater; and
- (b) for a Class B employee, 70 per cent of the proceeds from the work performed by him or \$1 an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation, whichever is the greater.

6. No deduction shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 296/60, Sched. 1.

## Regulation 272

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(GALT, HESPELER AND PRESTON)

1. The Schedule is in force during pleasure within the Galt zone, Hespeler zone and Preston zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 165, s. 1, *amended*.

#### Schedule

1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than,
  - (i) forty-five hours of work in the Galt zone and Preston zone, and
  - (ii)  $47\frac{1}{2}$  hours of work in the Hespeler zone, performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) nine hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8.30 a.m. and 6.30 p.m. in the Galt zone and Preston zone, and
  - (ii) nine hours of work performed on Monday, Tuesday, Thursday and Saturday between 8.30 a.m. and 6.30 p.m. and  $11\frac{1}{2}$  hours of work performed on Friday between 8.30 a.m. and 10 p.m. in the Hespeler zone.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday occurs during a week,  $3\frac{1}{2}$  hours of work may be performed between 8.30 a.m. and 12 noon on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$35 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.



- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 165, Sched.

## Regulation 273

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(GANANOQUE)

1. The Schedule is in force during pleasure within the Gananoque zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 416, Sched., *part*.

#### Schedule

1. In this Schedule, "holiday" means,

(a) New Year's Day;

(b) Good Friday;

(c) Victoria Day;

(d) Dominion Day;

(e) Civic Holiday;

(f) Labour Day;

(g) Thanksgiving Day;

(h) Christmas Day; and

(i) Monday after 12 noon except the Monday in a week in which a holiday occurs on any other day in the week.

2. No work shall be performed in the industry on,

(a) Sunday; or

(b) a holiday.

3. The regular hours during which employers and employees may work in the industry are as follows:

i. On Monday..... from 9 a.m. to 12 noon.

ii. On Monday in a week in which a holiday occurs on Tuesday..... from 9 a.m. to 8 p.m.

iii. On Tuesday and Thursday..... from 9 a.m. to 8 p.m.

iv. On Wednesday and Friday..... from 9 a.m. to 6 p.m.

v. On Saturday..... from 9 a.m. to 10 p.m.

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a straight salary basis.

Class B—A person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission

Class C—A person who is given part-time work or casual employment only on either a salary or commission basis or a combination of salary and commission.

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$20 per week.

Class B—\$13.50 per week plus 60 per cent of the proceeds in excess of \$20 from the work performed by the employee.

Class C— i. Night and Saturday employees, being persons who work four hours per day or less from Monday to Friday inclusive, and all day or less on Saturday, \$8.50 per week plus 60 per cent of the proceeds in excess of \$13.50 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$6 per week plus 60 per cent of the proceeds in excess of \$8.50 from the work performed by the employee.

iii. Persons working on Saturday only or the day before a holiday, \$4.50 per day or part thereof plus 60 per cent of the proceeds in excess of \$6.50 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$3 per day or part thereof plus 60 per cent of the proceeds in excess of \$4.50 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

(a) materials supplied;

(b) laundry service; or

(c) operating expenses.

7.—(1) The minimum charge for each operation in the industry is as follows:

i. Hair-cut or trim, adults..... 40 cents.

ii. Hair-cut, children..... 25 cents.

iii. Shave..... 20 cents.

iv. Singe..... 15 cents.

v. Shampoo, plain..... 40 cents.

vi. Hair tonics..... 20 cents.

vii. Facial massage, plain..... 40 cents.

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|---|--|
| <p>viii. Razor honing..... 35 cents.</p> <p>ix. Ladies' neck clip..... 15 cents.</p> <p>(2) No employer or employee may,</p> <p>(a) contract for or accept prices lower than those in subsection 1;</p> | <p>(b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or</p> <p>(c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 416, Sched., <i>amended</i>.</p> |
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## Regulation 274

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (GUELPH)

1. The Schedule is in force during pleasure within the Guelph zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 166, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Guelph Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 9 a.m. and 6 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which a holiday falls on Thursday, Friday or Saturday, eight hours of work may be performed between 9 a.m. and 6 p.m. on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages.

Class B—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class C—A person who is given part-time work or casual employment on a percentage or commission and a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$30 a week for Class A employees;
- (b) \$25 a week plus 50 per cent of the proceeds in excess of \$33 from the work performed by Class B employees; and
- (c) (i) \$12 a week plus 50 per cent of the proceeds in excess of \$17 from the work performed by Class C employees for four hours of work or less on Monday, Tuesday, Thursday and Friday, and eight hours of work or less on Saturday,
- (ii) \$8.50 a week plus 50 per cent of the proceeds in excess of \$11 from the work performed by Class C employees for eight hours of work on Saturday and four hours of work or less on Monday, Tuesday, Thursday or Friday or, in a week in which a holiday falls on Thursday, Friday or Saturday, eight hours of work on Wednesday of that week and four hours of work or less on Monday, Tuesday, Thursday or Friday,
- (iii) \$7 plus 50 per cent of the proceeds in excess of \$9 from the work performed by Class C employees for eight hours of work or less on Saturday or eight hours of work or less on Wednesday of the week in which a holiday falls on Thursday, Friday or Saturday, and
- (iv) \$4.50 plus 50 per cent of the proceeds in excess of \$6 from the work performed by Class C employees for eight hours of work or less on a day other than Saturday or Wednesday of the week in which a holiday falls on Thursday, Friday or Saturday.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for adults..... 50 cents.
- iii. Hair-cut for children..... 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Shampoo, plain..... 50 cents.



- vii. Shave..... 30 cents.
- viii. Singe..... 25 cents.
- ix. Razor honing..... 50 cents.

(2) No employer or employee may,

(a) contract for or accept prices lower than those in subsection 1;

(b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or

(c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 166, Sched.; O. Reg. 19/55, ss. 2-5.

## Regulation 275

under The Industrial Standards Act

## SCHEDULE—BARBERING INDUSTRY

(HAMILTON)

1. The Schedule is in force during pleasure within the Hamilton zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 167, s. 1, *amended*.

## Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Hamilton Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

## HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than 42½ hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than 8½ hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8.30 a.m. and 6 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday occurs during a week, work may be performed in the industry on Wednesday in that week.

## CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a minimum rate of wages plus a percentage or commission.

## MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and

- (b) (i) \$5 plus 60 per cent of the proceeds in excess of \$7 from the work performed by Class B employees for 8½ hours of work to be performed between 8.30 a.m. and 6 p.m. on Monday, Tuesday, Thursday, Friday or Saturday, or

- (ii) \$2.50 plus 60 per cent of the proceeds in excess of \$3.50 from the work performed by Class B employees for four hours of work to be performed between 2 p.m. and 6 p.m. on Monday, Tuesday, Thursday, Friday or Saturday.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

## MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 20 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 167, Sched.; O. Reg. 95/56, ss. 1-3.

## Regulation 276

under The Industrial Standards Act

### SCHEDULE—BARBERING INDUSTRY

(KENORA-KEEWATIN)

1. The Schedule is in force during pleasure within the Kenora-Keewatin zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 417, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Labour Day;
- (f) Thanksgiving Day; and
- (g) Christmas Day.

2. No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday;
- (c) Wednesday after 1 p.m. in the Town of Kenora except during a week in which a holiday occurs; and
- (d) Thursday after 1 p.m. in the Town of Keewatin except during a week in which a holiday occurs.

3. The regular working hours for all employers and employees in the industry are, in the Town of Keewatin only, between the hours of 8 a.m. and 7 p.m., except on Saturdays or the day before a public holiday when the hours are between 8 a.m. and 10 p.m., and in the Town of Kenora, the regular working hours are the hours during which barber shops are permitted to be open under the municipal by-laws of the Town of Kenora.

4. The following classification of employees working in the barbering industry is established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of the same.

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$25 per week.

Class B—\$15 per week plus 60 per cent of the proceeds in excess of \$25 from the work performed by the employee.

Class C—i. Nights and Saturday employees who work four hours per day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$7.50 per week plus 60 per cent of the proceeds in excess of \$12.50 from the work performed by the employee.

ii. Persons working on Saturdays or the day before a holiday and on the previous evening only, \$5 per week plus 60 per cent of the proceeds in excess of \$7.50 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$4 per day or part thereof plus 60 per cent of the proceeds in excess of \$6 from the work performed by the employee.

iv. Persons working on days other than Saturdays or the day before a holiday, \$2.50 per day or part thereof plus 60 per cent of the proceeds in excess of \$4 from the work performed by the employee.

6. No deduction shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Hair-cut or trim (adults)..... 45 cents.
- ii. Hair-cut (children)..... 30 cents.
- iii. Shave..... 25 cents.
- iv. Singe..... 25 cents.
- v. Hair tonics..... 15 cents.
- vi. Shampoos, plain..... 50 cents.
- vii. Razor honing..... 50 cents.
- viii. Ladies' neck-clip..... 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 417, Sched, *amended*.

## Regulation 277

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(KINGSTON)

1. The Schedule is in force during pleasure within the Kingston zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 168, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Kingston Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 9 a.m. and 7 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which a holiday occurs, nine hours of work may be performed between 9 a.m. and 7 p.m. on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 168, Sched.



## Regulation 278

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(KITCHENER-WATERLOO)

1. The Schedule is in force during pleasure within the Kitchener-Waterloo zone and is binding upon the employers and employees in the barbering industry. O. Reg. 265/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) Good Friday,
- (iv) Victoria Day,
- (v) Dominion Day,
- (vi) Kitchener-Waterloo Civic Holiday,
- (vii) Labour Day,
- (viii) Thanksgiving Day,
- (ix) Christmas Day, and
- (x) the 26th day of December;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Wednesday;
- (c) for more than,
  - (i) nine hours on Monday, Tuesday, Thursday or Friday, or
  - (ii) eight hours on Saturday; or
- (d) before,
  - (i) 8 a.m. or after 6 p.m. on Monday, Tuesday, Thursday or Friday, or
  - (ii) 8 a.m. or after 5 p.m. on Saturday.

3. Notwithstanding clause *b* of section 2, during a week in which a holiday falls on a,

- (a) Thursday;

(b) Friday; or

(c) Saturday,

nine hours of work may be performed between 8 a.m. and 6 p.m. on Wednesday of that week, if the Wednesday is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, 70 per cent of the proceeds from the work performed by him or \$40 a week, whichever is the greater; and
- (b) for a Class B employee, 75 per cent of the proceeds from the work performed by him with a minimum rate of wages of \$1.25 an hour.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.

ix. Singe..... 35 cents.	(b) combine any of the operations named in sub- section 1 without charging for each operation in the combination; or
(2) No employer or employee may,	
(a) contract for or accept prices lower than those in subsection 1;	(c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 265/58, Sched.

## Regulation 279

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(LINDSAY)

1. The Schedule is in force during pleasure within the Lindsay zone and is binding upon the employers and employees in the barbering industry. O. Reg. 121/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

- (a) "holiday" means,
  - (i) Sunday,
  - (ii) New Year's Day,
  - (iii) Good Friday,
  - (iv) Victoria Day,
  - (v) Dominion Day,
  - (vi) Lindsay Civic Holiday,
  - (vii) Labour Day,
  - (viii) Thanksgiving Day,
  - (ix) Christmas Day, and
  - (x) the 26th day of December;
- (b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Wednesday;
- (c) for more than,
  - (i) 8½ hours on Monday, Tuesday, Thursday or Saturday, or
  - (ii) 10½ hours on Friday; or
- (d) before,
  - (i) 8.30 a.m. or after 6 p.m. on Monday, Tuesday, Thursday or Saturday, or
  - (ii) 8.30 a.m. or after 9 p.m. on Friday.

3. Notwithstanding clause *b* of section 2, during a week in which Christmas Day is celebrated, nine hours of work may be performed between 8 a.m. and 6 p.m. on Wednesday of that week, if the Wednesday is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, \$27 a week plus 65 per cent of the proceeds in excess of \$35 from the work performed by him; and
- (b) for a Class B employee, 70 per cent of the proceeds from the work performed by him with a minimum rate of wages of 75 cents an hour.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 121/59, Sched.

## Regulation 280

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

( LONDON )

1. The Schedule is in force during pleasure within the London zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 171, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) London Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between,
  - (i) 8.30 a.m. and 6.30 p.m., or
  - (ii) 8 a.m. and 6 p.m.

(2) The employer shall elect under clause *b* of subsection 1 the hours of the day during which work is to be performed in his shop.

(3) The hours of the day during which work is to be performed in a shop shall be,

- (a) posted conspicuously in the shop; and
- (b) registered with the advisory committee.

(4) The employer shall give thirty days' notice in writing to the advisory committee of a change in the hours of the day during which work is performed in his shop.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday occurs during a week, four hours of work may be performed between 8 a.m. and 12 noon on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum weekly rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 70 per cent of the proceeds from the work performed by Class A employees or \$30 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.



- |  |   |
|--|---|
| <p>viii. Shave..... 30 cents.</p> <p>ix. Singe..... 35 cents.</p> <p>(2) No employer or employee may,</p> <p>(a) contract for or accept prices lower than those in subsection 1;</p> | <p>(b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or</p> <p>(c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 171, Sched.</p> |
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## Regulation 281

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(MERRITTON, PORT DALHOUSIE, ST. CATHARINES  
AND THOROLD)

1. The Schedule is in force during pleasure within the Merritton zone, Port Dalhousie zone, St. Catharines zone and Thorold zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 172, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) St. Catharines Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8.30 a.m. and 6.30 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday occurs during a week, work may be performed in the industry on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is \$30 a week plus 60 per cent of the proceeds in excess of \$43 from the work performed by Class A employees, and 70 per cent of the proceeds from the work performed by Class B employees or,

(a) \$18 a week for twenty-one hours of work performed,

(i) three hours a day on Monday, Tuesday, Thursday and Friday, and

(ii) nine hours on Saturday;

(b) \$16 a week for eighteen hours of work performed,

(i) three hours a day on any three days of Monday, Tuesday, Thursday or Friday, and

(ii) nine hours on Saturday or the day before a holiday;

(c) \$14 a week for fifteen hours of work performed,

(i) three hours a day on any two days of Monday, Tuesday, Thursday or Friday, and

(ii) nine hours on Saturday or the day before a holiday;

(d) \$12 a week for twelve hours of work performed,

(i) three hours a day on Monday, Tuesday, Thursday or Friday, and

(ii) nine hours on Saturday or the day before a holiday;

(e) \$10 for nine hours of work performed on,

(i) Saturday, or

(ii) the day before a holiday; or

(f) \$7 for nine hours of work performed on a day other than,

(i) Saturday, or

(ii) the day before a holiday,

whichever is the greatest.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

(a) The minimum charge for each operation established in section 7; or

(b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses of any kind.

MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for adults..... 50 cents.
- iii. Hair-cut for children..... 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.

- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 172, Sched.

## Regulation 282

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(METROPOLITAN TORONTO)

1. The Schedule is in force during pleasure within the Metropolitan Toronto zone and is binding upon the employers and employees in the barbering industry. O. Reg. 28/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

- (a) "holiday" means,
  - (i) Sunday,
  - (ii) New Year's Day,
  - (iii) Good Friday,
  - (iv) Victoria Day,
  - (v) Dominion Day,
  - (vi) Civic Holiday as appointed for the part of the zone lying within the municipality that appoints it,
  - (vii) Labour Day,
  - (viii) Thanksgiving Day,
  - (ix) Christmas Day, and
  - (x) the 26th day of December in a year in which Christmas Day falls on a day other than a Saturday, or the 27th day of December in a year in which Christmas Day falls on a Saturday;
- (b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) for more than nine hours a day; or
- (c) on a day during the hours that the employer elects under section 3.

3.—(1) The employer shall elect,

- (a) one day of Monday, Wednesday or Saturday in each week; and
- (b) the hours in a day before,
  - (i) 8 a.m. and after 6 p.m., or
  - (ii) 9 a.m. and after 7 p.m.,

during which work is not to be performed by his employees.

(2) The employer shall,

- (a) post conspicuously in a place where his employees are engaged in their duties; and
- (b) file with the advisory committee,

a notice setting out the day and hours of a day during which work is not to be performed by his employees.

(3) Where an employer changes his election, he shall give thirty days' notice in writing to his employees and to the advisory committee of the new day or hours of the day elected.

4. Notwithstanding section 2, where a holiday falls on a day in a week other than,

- (a) the day elected by his employer under section 3; or
- (b) Sunday,

an employee may perform work in the same week on the day elected.

##### CLASSIFICATION OF EMPLOYEES

5. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

6.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, 70 per cent of the proceeds from the work performed by him or \$40 a week, whichever is the greater; and
- (b) for a Class B employee, 75 per cent of the proceeds from the work performed by him with a minimum rate of wages of \$1.25 an hour.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 8; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

7. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.



MINIMUM CHARGES

8.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 15 years and over..... 60 cents.
- iii. Hair-cut for persons under 15 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.

- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

- (2) No employer or employee may,
- (a) contract for or accept prices lower than those in subsection 1;
  - (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
  - (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 28/58, Sched.

## Regulation 283

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(MIDLAND, PENETANGUISHENE,  
PORT McNICOLL-VICTORIA HARBOUR)

1. The Schedule is in force during pleasure within the Midland zone, Penetanguishene zone, Port McNicoll and Victoria Harbour zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 173, s. 1, *amended*.

#### Schedule

##### 1. In this Schedule,

- (a) "Civic Holiday" means a holiday only for the zone where it is so declared under a by-law of a municipality;
- (b) "holiday" means,
  - (i) New Year's Day,
  - (ii) Good Friday,
  - (iii) Victoria Day,
  - (iv) Dominion Day,
  - (v) Civic Holiday,
  - (vi) Labour Day,
  - (vii) Thanksgiving Day,
  - (viii) Christmas Day, and
  - (ix) the 26th day of December.

#### HOURS OF WORK

##### 2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-two hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Thursday and Friday between 9 a.m. and 6 p.m., and
  - (ii) ten hours of work performed on Saturday between 9 a.m. and 9 p.m.

##### 3. No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

#### CLASSIFICATION OF EMPLOYEES

##### 4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

##### 5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 70 per cent of the proceeds from the work performed by Class A employees or \$30 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deduction shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

##### 7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Single..... 25 cents.

##### (2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 173, Sched.

## Regulation 284

under The Industrial Standards Act

### SCHEDULE—BARBERING INDUSTRY

(NIAGARA FALLS)

1. The Schedule is in force during pleasure within the Niagara Falls zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 174, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Niagara Falls Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than  $47\frac{1}{2}$  hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than  $9\frac{1}{2}$  hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8 a.m. and 7 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday occurs during a week, work may be performed in the industry on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages.

Class B—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class C—A person who is given part-time work or casual employment on a percentage or commission.

#### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$35 a week for Class A employees;
- (b) \$25 a week plus 50 per cent of the proceeds in excess of \$35 from the work performed by Class B employees; and
- (c) 70 per cent of the proceeds from the work performed by Class C employees.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses of any kind.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for adults..... 50 cents.
- iii. Hair-cut for children..... 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 174, Sched.

## Regulation 285

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (NORTH BAY)

1. The Schedule is in force during pleasure within the North Bay zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 175, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) North Bay Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than  $47\frac{3}{4}$  hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i)  $8\frac{3}{4}$  hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8 a.m. and 6 p.m., and
  - (ii) four hours of work performed on Wednesday between 8 a.m. and 12 noon.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) a holiday; or
- (c) Wednesday after 12 noon.

(2) During the week in which Christmas Day falls on Thursday, Friday or Saturday,  $8\frac{3}{4}$  hours of work may be performed between 8 a.m. and 6 p.m. on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 65 per cent of the proceeds from the work performed by Class A employees or \$30 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 70 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 175, Sched.



## Regulation 286

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(OAKVILLE)

1. The Schedule is in force during pleasure within the Oakville zone and is binding upon the employers and employees in the barbering industry. O. Reg. 296/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

##### 1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) Good Friday,
- (iv) Victoria Day,
- (v) Dominion Day,
- (vi) Oakville Civic Holiday,
- (vii) Labour Day,
- (viii) Thanksgiving Day,
- (ix) Christmas Day, and

(x) the 26th day of December in a year in which Christmas Day falls on a day other than a Saturday, or the 27th day of December in a year in which Christmas Day falls on a Saturday;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

##### 2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Wednesday;
- (c) for more than,
  - (i) nine hours on Monday, Tuesday, Thursday or Friday, or
  - (ii) eight hours on Saturday; or
- (d) before,
  - (i) 8 a.m. or after 6 p.m. on Monday, Tuesday, Thursday or Friday, or
  - (ii) 8 a.m. or after 5 p.m. on Saturday.

3. Notwithstanding clause *b* of section 2, during a week in which a holiday falls on a,

(a) Thursday;

(b) Friday; or

(c) Saturday,

nine hours of work may be performed between 8 a.m. and 6 p.m. on Wednesday of that week, if the Wednesday is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

(a) for a Class A employee, 70 per cent of the proceeds from the work performed by him with a minimum rate of wages of \$40 a week; and

(b) for a Class B employee, 75 per cent of the proceeds from the work performed by him with a minimum rate of wages of \$1.25 an hour.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

(a) the minimum charge for each operation established in section 7; or

(b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 15 years and over..... 60 cents.
- iii. Hair-cut for persons under 15 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.

- |  |   |
|--|---|
| viii. Shave..... 30 cents.                         | (b) combine any of the operations named in sub- |
| ix. Singe..... 35 cents.                           | section 1 without charging for each operation   |
|  | in the combination; or                          |
| (2) No employer or employee may,                   | (c) give any article or premium to the customer |
| (a) contract for or accept prices lower than those | without charging the full value of the article  |
| in subsection 1;                                   | or premium. O. Reg. 296/59, Sched.              |

## Regulation 287

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (ORILLIA)

1. The Schedule is in force during pleasure within the Orillia zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 176, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Orillia Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8 a.m. and 6 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday falls on Thursday, nine hours of work may be performed between 8 a.m. and 6 p.m. on the Wednesday immediately preceding the holiday.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages.

Class B—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class C—A person who is given part-time work or casual employment on a percentage or commission and a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$30 a week for Class A employees;
- (b) \$20 a week plus 50 per cent of the proceeds in excess of \$30 from the work performed by Class B employees; and
- (c) (i) \$8.50 a week plus 50 per cent of the proceeds in excess of \$13.50 from the work performed by Class C employees for four hours of work or less on Monday, Tuesday, Thursday and Friday, and nine hours of work or less on Saturday;
- (ii) \$6 a week plus 50 per cent of the proceeds in excess of \$8.50 from the work performed by Class C employees for nine hours of work on Saturday or on the day before a holiday and four hours of work or less on Monday, Tuesday, Thursday or Friday;
- (iii) \$4.50 plus 50 per cent of the proceeds in excess of \$6.50 from the work performed by Class C employees for nine hours of work or less on Saturday or on the day before a holiday; and
- (iv) \$3 plus 50 per cent of the proceeds in excess of \$4.50 from the work performed by Class C employees for nine hours of work or less on a day other than Saturday or the day before a holiday.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 20 cents.
- v. Neck-clip for ladies..... 20 cents.
- vi. Razor honing..... 50 cents.

- vii. Shampoo..... 50 cents.
  - viii. Shave..... 30 cents.
  - ix. Singe..... 25 cents.
- (2) No employer or employee may,
- (a) contract for or accept prices lower than those in subsection 1;

- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 176, Sched.; O. Reg. 201/54, ss. 2, 3.



## Regulation 288

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(OSHAWA)

1. The Schedule is in force during pleasure within the Oshawa zone and is binding upon the employers and employees in the barbering industry. O. Reg. 150/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

- (a) "holiday" means,
  - (i) Sunday,
  - (ii) New Year's Day,
  - (iii) Good Friday,
  - (iv) Victoria Day,
  - (v) Dominion Day,
  - (vi) Oshawa Civic Holiday,
  - (vii) Labour Day,
  - (viii) Thanksgiving Day,
  - (ix) Christmas Day, and
  - (x) the 26th day of December;
- (b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Wednesday;
- (c) for more than nine hours a day; or
- (d) before 8 a.m. or after 6 p.m. in a day.

3. Notwithstanding section 2, during a week in which,

- (a) a holiday other than New Year's Day or Christmas Day falls on a day other than a Sunday,
  - (i) nine hours of work may be performed between 8 a.m. and 6 p.m. on each day of Monday, Tuesday, Thursday, Friday and Saturday that is not a holiday, and
  - (ii) five hours of work may be performed between 8 a.m. and 1 p.m. on Wednesday, where Wednesday is not a holiday; and
- (b) New Year's Day or Christmas Day falls on a day other than a Sunday, nine hours of work may be performed between 8 a.m. and 6 p.m. on each day of the week that is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, \$40 a week plus 60 per cent of the proceeds in excess of \$55 from the work performed by him; and
- (b) for a Class B employee, 70 per cent of the proceeds from the work performed by him with a minimum rate of wages of 75 cents an hour.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 150/57, Sched.

## Regulation 289

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the barbering industry. O. Reg. 124/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) the 2nd day of January,
- (iv) Good Friday,
- (v) Victoria Day,
- (vi) Dominion Day,
- (vii) Ottawa Civic Holiday,
- (viii) Labour Day,
- (ix) Thanksgiving Day,
- (x) Remembrance Day,
- (xi) Christmas Day, and
- (xii) the 26th day of December;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) for more than 9½ hours a day;
- (c) between the hours of 6.30 p.m. and 8 a.m.; or
- (d) on a day that the employer elects under section 3.

3.—(1) The employer shall elect one day of Monday, Wednesday or Saturday in each week, during which work is not to be performed by his employees.

(2) The employer shall,

- (a) post conspicuously in a place where his employees are engaged in their duties; and
- (b) file with the advisory committee,

a notice setting out the day during which work is not to be performed by his employees.

(3) Where an employer changes his election, he shall give thirty days notice in writing to his employees and to the advisory committee of the new day elected.

4. Notwithstanding section 2, during a week in which,

- (a) New Year's Day;
- (b) Good Friday; or
- (c) Christmas Day,

falls on a day other than a Sunday, 9½ hours of work may be performed between 8 a.m. and 6.30 p.m. on each day that is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

5. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

6.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 65 per cent of the proceeds from the work performed by Class A employees or \$35 a week, whichever is the greater; and
- (b) 65 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 8; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

7. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses of any kind.

##### MINIMUM CHARGES

8.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.

iii. Hair-cut for persons under 14 years	35 cents.
iv. Head-rub.....	25 cents.
v. Neck-clip for ladies.....	25 cents.
vi. Razor honing.....	50 cents.
vii. Shampoo, plain.....	50 cents.
viii. Shave.....	30 cents.
ix. Singe.....	25 cents.

- (2) No employer or employee may,
- (a) contract for or accept prices lower than those in subsection 1;
  - (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
  - (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 124/57, Sched.

## Regulation 290

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (OWEN SOUND)

1. The Schedule is in force during pleasure within the Owen Sound zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 179, s. 1, *amended*.

##### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Owen Sound Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-seven hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) nine hours of work performed on Monday, Tuesday, Thursday and Friday between 8 a.m. and 6 p.m., and
  - (ii) eleven hours of work performed on Saturday between 8 a.m. and 9 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which,

- (a) Christmas Day is celebrated; and
- (b) a holiday falls on Thursday,

nine hours of work may be performed between 8 a.m. and 6 p.m. on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum weekly rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 70 per cent of the proceeds from the work performed by Class A employees or \$25 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 179, Sched.



## Regulation 291

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (PARIS)

1. The Schedule is in force during pleasure within the Paris zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 180, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Paris Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than  $46\frac{1}{2}$  hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) nine hours of work performed on Monday, Tuesday, Thursday and Friday between 8.30 a.m. and 6.30 p.m., and
  - (ii)  $10\frac{1}{2}$  hours of work performed on Saturday between 8.30 a.m. and 8 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday falls on a Thursday, nine hours of work may be performed between 8.30 a.m. and 6.30 p.m. on Wednesday immediately preceding the holiday.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 180, Sched.

## Regulation 292

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(PEMBROKE)

1. The Schedule is in force during pleasure within the Pembroke zone and is binding upon the employers and employees in the barbering industry. O. Reg. 151/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) Wednesday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Pembroke Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December in a year in which Christmas Day falls on a day other than a Saturday, or the 27th day of December in a year in which Christmas Day falls on a Saturday.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-three hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday and Friday between 9 a.m. and 6 p.m., and
  - (ii) nine hours of work performed on Tuesday, Thursday and Saturday between 9 a.m. and 8 p.m.

3. No person shall perform work in the industry on a holiday, or other than during a regular working day.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, \$30 a week plus 70 per cent of the proceeds in excess of \$42 from the work performed by him; and
- (b) for a Class B employee, 70 per cent of the proceeds from the work performed by him with a minimum rate of wages of 85 cents an hour.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 151/57, Sched.

## Regulation 293

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(PETERBOROUGH)

1. The Schedule is in force during pleasure within the Peterborough zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 182, s. 1, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Peterborough Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

#### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8 a.m. and 6 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday occurs during a week, work may be performed in the industry on Wednesday in that week.

#### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages.

Class B—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class C—A person who is given part-time work or casual employment on a percentage or commission.

#### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week for Class A employees;
- (b) \$25 a week plus 50 per cent of the proceeds in excess of \$35 from the work performed by Class B employees; and
- (c) 70 per cent of the proceeds from the work performed by Class C employees.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses of any kind.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 15 years and over..... 50 cents.
- iii. Hair-cut for persons under 15 years 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 182, Sched.

## Regulation 294

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(PETROLIA—FOREST)

1. The Schedule is in force during pleasure within the Petrolia and Forest zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 418, *amended*.

#### Schedule

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) Wednesday after 12.30 p.m. except the Wednesday in a week in which a holiday occurs on any other day in the week.

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular working periods for all employers and employees in the industry are the hours during which barber shops are permitted to be open by the municipal by-laws of the municipality in which the barber shop is situated.

4. The following classification of employees working in the barbering industry is established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of them.

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$18 per week.

Class B—\$13 per week plus 60 per cent of the proceeds in excess of \$19 from the work performed by the employee.

Class C— i. Nights and Saturday employees who work four hours a day or less from

Monday to Friday, both inclusive, and all day or less on Saturday, \$7.50 per week plus 60 per cent of the proceeds in excess of \$12.50 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$5 per week plus 60 per cent of the proceeds in excess of \$7.50 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$3.50 per day or part thereof plus 60 per cent of the proceeds in excess of \$3.50 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$2.50 per day or part thereof plus 60 per cent of the proceeds in excess of \$4 from the work performed by the employee.

6. No deduction shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Haircut or trim (adults)..... 35 cents.
- ii. Haircut (children)..... 25 cents.
- iii. Shave..... 15 cents.
- iv. Single..... 25 cents.
- v. Hair tonics..... 15 cents.
- vi. Shampoos, plain..... 35 cents.
- vii. Facial massage, plain..... 35 cents.
- viii. Razor honing..... 25 cents.
- ix. Ladies' neck clip..... 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 418, Sched., *amended*.



## Regulation 295

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(PORT COLBORNE-HUMBERSTONE)

1. The Schedule is in force during pleasure within the Port Colborne-Humberstone zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 419, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) Wednesday after 12.30 p.m. except the Wednesday in a week in which a holiday occurs on one of the other days of the week.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular working periods for all employers and employees in the industry are the hours during which barber shops are permitted to be open by the municipal by-law of the Town of Port Colborne.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of them.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$25 per week.

Class B—\$15 per week plus 50 per cent of the proceeds in excess of \$22 plus an additional 10 per cent over \$30 from the work performed by the employee.

Class C— i. Nights and Saturday employees who work four hours a day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$7.50 per week plus 60 per cent of the proceeds in excess of \$12.50 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$5 per week plus 60 per cent of the proceeds in excess of \$7.50 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$4 per day or part thereof plus 60 per cent of the proceeds in excess of \$6 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$2.50 per day or part thereof plus 60 per cent of the proceeds in excess of \$4 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Hair-cut or trim (adults)..... 40 cents.
- ii. Hair-cut (children), under 14 years. 25 cents.
- iii. Shave..... 25 cents.
- iv. Singe..... 25 cents.
- v. Hair tonics..... 15 cents.
- vi. Shampoos, plain..... 40 cents.
- vii. Facial massage, plain..... 40 cents.
- viii. Razor honing..... 40 cents.
- ix. Ladies' neck-clip..... 10 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 419, Sched., *amended*.

## Regulation 296

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(PORT HOPE)

1. The Schedule is in force during pleasure within the Port Hope zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 183, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Port Hope Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on,
  - (i) Monday, Tuesday, Thursday and Friday between 8 a.m. and 6 p.m., and
  - (ii) Saturday between 8 a.m. and 7 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where a holiday falls on Thursday, nine hours of work may be performed between 8 a.m. and 7 p.m. on the Wednesday immediately preceding the holiday.

(3) Subject to subsection 2, where Christmas Day occurs during a week, nine hours of work may be performed between 8 a.m. and 6 p.m. on the Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees, and 65 per cent of the proceeds from the work performed by Class B employees or,

(a) \$15.75 a week for twenty-one hours of work performed,

(i) three hours a day on Monday, Tuesday, Thursday and Friday, and

(ii) nine hours on Saturday;

(b) \$13.50 a week for eighteen hours of work performed,

(i) three hours a day on any three days of Monday, Tuesday, Thursday or Friday, and

(ii) nine hours on Saturday;

(c) \$11.25 a week for fifteen hours of work performed,

(i) three hours a day on any two days of Monday, Tuesday, Thursday or Friday, and

(ii) nine hours on Saturday;

(d) \$9 a week for twelve hours of work performed,

(i) three hours a day on Monday, Tuesday, Thursday or Friday, and

(ii) nine hours on Saturday; or

(e) \$6.75 for nine hours of work performed on any one regular working day,

whichever is the greatest.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

(a) the minimum charge for each operation established in section 7; or

(b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

(a) materials supplied;

- (b) laundry service; or
- (c) operating expenses.

MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.

- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 183, Sched.

## Regulation 297

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(PRESCOTT-CARDINAL-IROQUOIS-MORRISBURG)

1. The Schedule is in force during pleasure within the Prescott-Cardinal-Iroquois-Morrisburg zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 420, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) every Wednesday.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3.—(1) The regular hours during which employers and employees may work in the industry are,

- (a) on Monday, Tuesday, Thursday and Friday, from 8 a.m. to 6 p.m.; and
- (b) on Saturday, from 8 a.m. to 10 p.m.

(2) No work may be performed in the industry except during the regular working periods.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

- Class A—A person who is given full-time employment on a straight salary basis.
- Class B—A person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.
- Class C—A person who is given part-time work or casual employment only on either a salary or commission basis or a combination of salary and commission.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry is as follows:

Class A—\$23 per week.

Class B—\$15 per week plus 60 per cent of the proceeds in excess of \$21 from the work performed by the employer.

Class C— i. Night and Saturday employees, being persons who work four hours a day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$9 per week plus 60 per cent of the proceeds in excess of \$14 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$6 per week plus 60 per cent of the proceeds in excess of \$8.50 from the work performed by the employee.

iii. Persons working on Saturday only or the day before a holiday, \$5 per day or part thereof plus 60 per cent of the proceeds in excess of \$7 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$3 per day or part thereof plus 60 per cent of the proceeds in excess of \$5 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Haircut or trim, adults..... 40 cents.
- ii. Haircut, children..... 30 cents.
- iii. Haircut, children, on Saturday.... 40 cents.
- iv. Shave..... 20 cents.
- v. Singe..... 15 cents.
- vi. Hair tonics..... 15 cents.
- vii. Shampoo, plain..... 35 cents.
- viii. Facial massage, plain..... 35 cents.
- ix. Razor honing..... 35 cents.
- x. Ladies' neck-clip..... 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 420, Sched., *amended*.



## Regulation 298

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(RENFREW)

1. The Schedule is in force during pleasure within the Renfrew zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 184, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Renfrew Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday and Friday between 9 a.m. and 6 p.m.,
  - (ii) nine hours of work performed on Tuesday and Thursday between 9 a.m. and 8 p.m., and
  - (iii) ten hours of work performed on Saturday between 9 a.m. and 9 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which Christmas Day is celebrated, eight hours of work may be performed between 9 a.m. and 6 p.m. on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class B—A person who is given part-time or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week plus 60 per cent of the proceeds in excess of \$36 from the work performed by Class A employees; and
- (b) 65 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 184, Sched.

## Regulation 299

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(ST. MARY'S)

1. The Schedule is in force during pleasure within the St. Mary's zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 185, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) St. Mary's Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than 46½ hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday and Tuesday between 9 a.m. and 6 p.m.,
  - (ii) ten hours of work performed on Thursday and Friday between 9 a.m. and 8 p.m., and
  - (iii) 10½ hours of work performed on Saturday between 8.30 a.m. and 9 p.m.

3. —(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) Where Christmas Day or New Year's Day is celebrated in a week, ten hours of work may be performed between 9 a.m. and 8 p.m. on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum weekly rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 70 per cent of the proceeds from the work performed by Class A employees or \$22 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 185, Sched.

## Regulation 300

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(ST. THOMAS)

1. The Schedule is in force during pleasure within the St. Thomas zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 186, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) St. Thomas Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-six hours of work performed during the regular working days, and
- (b) a regular working day consisting of not more than,
  - (i) nine hours of work performed on Monday, Tuesday, Thursday and Saturday between 8 a.m. and 6 p.m., and
  - (ii) ten hours of work performed on Friday between 8 a.m. and 8 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which a holiday falls on Tuesday or Thursday, nine hours of work may be performed between 8 a.m. and 6 p.m. on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 70 per cent of the proceeds from the work performed by Class A employees or \$35 a week, whichever is the greater; and
- (b) 70 per cent of the proceeds from the work performed by Class B employees or \$1 an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 186, Sched.; O. Reg. 79/59, ss. 2, 3.

## Regulation 301

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(SARNIA-POINT EDWARD)

1. The Schedule is in force during pleasure within the Sarnia-Point Edward zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 187, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Sarnia Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than 42½ hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than 8½ hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8.30 a.m. and 6 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During the week in which a holiday falls on Thursday, 8½ hours of work may be performed between 8.30 a.m. and 6 p.m. on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission but with a minimum weekly rate of wages.

Class B—A person who is given part-time work or casual employment on a percentage or commission but with a minimum rate of wages.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) 65 per cent of the proceeds from the work performed by Class A employees or \$25 a week, whichever is the greater; and
- (b) 65 per cent of the proceeds from the work performed by Class B employees or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years 35 cents.
- iv. Head-rub..... 25 cents
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 187, Sched.; O. Reg. 138/53, ss. 1, 2.



# Regulation 302

## under The Industrial Standards Act

### SCHEDULE—BARBERING INDUSTRY

(SAULT STE. MARIE)

1. The Schedule is in force during pleasure within the Sault Ste. Marie zone and is binding upon the employers and employees in the barbering industry. O. Reg. 268/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

(i) Sunday,

(ii) New Year's Day,

(iii) Good Friday,

(iv) Victoria Day,

(v) Dominion Day,

(vi) Sault Ste. Marie Civic Holiday,

(vii) Labour Day,

(viii) Thanksgiving Day, and

(ix) Christmas Day;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

(a) on a holiday;

(b) for more than,

(i) 8½ hours on Monday, Tuesday, Wednesday, Thursday or Saturday, or

(ii) 9½ hours on Friday;

(c) (i) before 8.30 a.m. or after 6 p.m. on Monday, Tuesday, Wednesday, Thursday or Saturday, or

(ii) before 8.30 a.m. or after 8 p.m. on Friday; and

(d) on a day that the employer elects under section 3.

3.—(1) The employer shall elect either Monday or Wednesday in each week as a day during which work is not to be performed by his employees.

(2) The employer shall,

(a) post conspicuously in a place where his employees are engaged in their duties; and

(b) file with the advisory committee,

a notice setting out the day during which work is not to be performed by his employees.

(3) Where an employer changes his election, he shall give thirty days' notice in writing to his employees and to the advisory committee of the new day elected.

4. Notwithstanding clause *d* of section 2, where the day elected under section 3 immediately precedes New Year's Day, Good Friday or Christmas Day, the employee may perform 8½ hours of work between 8.30 a.m. and 6 p.m. on the day elected if the day elected is not a holiday and if the employee does not perform more than forty-eight hours of work in the week in which the day elected falls.

##### CLASSIFICATION OF EMPLOYEES

5. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

6.—(1) The minimum rate of wages for all work performed in the industry by employees is,

(a) for a Class A employee, 65 per cent of the proceeds from the work performed by him or \$40 a week, whichever is the greater; and

(b) for a Class B employee, 65 per cent of the proceeds from the work performed by him or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

(a) the minimum charge for each operation established in section 8; or

(b) the prevailing charge established in the shop for each operation,

whichever is the greater.

7. No deductions shall be made from the minimum rate of wages for,

(a) materials supplied;

(b) laundry service; or

(c) operating expenses.

##### MINIMUM CHARGES

8.—(1) The minimum charge for each operation in the industry is as follows:

i. Facial massage, plain..... 50 cents.

ii. Hair-cut or trim for persons 15 years and over..... 60 cents.

iii. Hair-cut for persons under 15 years. 35 cents.

iv. Head-rub.....	25 cents.
v. Neck-clip for ladies.....	25 cents.
vi. Razor honing.....	50 cents.
vii. Shampoo, plain.....	50 cents.
viii. Shave.....	30 cents.
ix. Singe.....	35 cents.

- (2) No employer or employee may,
- (a) contract for or accept prices lower than those in subsection 1;
  - (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
  - (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 268/58, Sched.

## Regulation 303

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(SIMCOE-HAGERSVILLE-JARVIS-WATERFORD-PORT DOVER-DELHI-PORT ROWAN-SOUTH WALSHINGHAM-ST. WILLIAMS)

1. The Schedule is in force during pleasure within the Simcoe-Hagersville-Jarvis-Waterford-Port Dover-Delhi-Port Rowan-South Walsingham-St. Williams zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 422, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day;
- (i) Wednesday after 12 noon except in a week in which a holiday occurs on any other day in that week in the Town of Simcoe and the villages of Waterford, Port Dover, Delhi, Port Rowan, South Walsingham and St. Williams; and
- (j) Thursday after 12 noon except in a week in which a holiday occurs on any other day in that week in the villages of Hagersville and Jarvis.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular hours during which employers and employees may work in the industry are,

- (a) in the Town of Simcoe and the villages of Delhi, Port Rowan, South Walsingham and St. Williams,
  - (i) on Monday, Tuesday, Thursday and Friday, from 8.30 a.m. to 7 p.m.,
  - (ii) on Saturday, from 8.30 a.m. to 9 p.m.,
  - (iii) subject to subclause iv, on Wednesday, from 8.30 a.m. to 12 noon, and
  - (iv) on Wednesday in a in which a holiday occurs, from 8.30 a.m. to 7 p.m.;

(b) in the villages of Hagersville and Jarvis,

- (i) on Monday, Tuesday and Friday, from 8.30 a.m. to 6.30 p.m.,
- (ii) on Wednesday and Saturday, from 8.30 a.m. to 10 p.m.,
- (iii) subject to subclause iv, on Thursday, from 8.30 a.m. to 12 noon, and
- (iv) on Thursday in a week in which a holiday occurs, from 8.30 a.m. to 6.30 p.m.;

(c) in the Village of Waterford,

- (i) on Monday, Tuesday, Thursday and Friday, from 9 a.m. to 8 p.m.,
- (ii) on Saturday, from 9 a.m. to 10 p.m.,
- (iii) subject to subclause iv, on Wednesday, from 9 a.m. to 12 noon, and
- (iv) on Wednesday in a week in which a holiday occurs, from 9 a.m. to 8 p.m.;

(d) in the Village of Port Dover,

- (i) on Monday, Tuesday, Thursday and Friday, from 9 a.m. to 7 p.m.,
- (ii) on Saturday, from 9 a.m. to 9 p.m.,
- (iii) subject to subclause iv, on Wednesday, from 9 a.m. to 12 noon, and
- (iv) on Wednesday in a week in which a holiday occurs, from 9 a.m. to 7 p.m.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a straight salary basis.

Class B—A person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—A person who is given part-time work or casual employment only on either a salary or commission basis or a combination of salary and commission.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$20 per week.

Class B—\$15 per week plus 65 per cent of the proceeds in excess of \$22 from the work performed by the employees.

Class C— i. Night and Saturday employees, being persons who work four hours a day or less from Monday to Friday, both in

clusive, and all day or less on Saturday, \$8.50 per week plus 65 per cent of the proceeds in excess of \$13.50 from the work performed by the employee.

- ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$5.75 per week plus 65 per cent of the proceeds in excess of \$8.25 from the work performed by the employee.
- iii. Persons working on Saturday only or the day before a holiday, \$4 per day or part thereof plus 65 per cent of the proceeds in excess of \$6 from the work performed by the employee.
- iv. Persons working on days other than Saturday or the day before a holiday, \$3 per day or part thereof plus 65 per cent of the proceeds in excess of \$5 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Haircut or trim, adults . . . . . 40 cents.
- ii. Haircut, children . . . . . 25 cents.
- iii. Shave . . . . . 20 cents.
- iv. Singe . . . . . 15 cents.
- v. Shampoo, plain . . . . . 35 cents.
- vi. Hair tonics . . . . . 15 cents.
- vii. Facial massage, plain . . . . . 35 cents.
- viii. Razor honing . . . . . 35 cents.
- ix. Ladies' neck-clip . . . . . 10 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 422, Sched., amended.



## Regulation 304

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(SMITH'S FALLS)

1. The Schedule is in force during pleasure within the Smith's Falls zone and is binding upon the employers and employees in the barbering industry. O. Reg. 291/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) Wednesday after midday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Smith's Falls Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December in a year in which Christmas Day falls on a day other than a Saturday, or the 27th day of December in a year in which Christmas Day falls on a Saturday.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than 45½ hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) 8½ hours of work performed on Monday, Tuesday, Thursday or Friday between 8.30 a.m. and 6 p.m.,
  - (ii) 8 hours of work performed on Saturday between 8.30 a.m. and 5.30 p.m., and
  - (iii) 3½ hours of work performed on Wednesday between 8.30 a.m. and midday.

3. No person shall perform work in the industry on a holiday or other than during a regular working day.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, \$40 a week or 70 per cent of the proceeds from the work performed by him, whichever is the greater; and
- (b) for a Class B employee, 70 per cent of the proceeds from the work performed by him or 75 cents an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain . . . . . 50 cents.
- ii. Hair-cut or trim for persons 14 years and over . . . . . 60 cents.
- iii. Hair-cut for persons under 14 years . . . . . 35 cents.
- iv. Head-rub . . . . . 25 cents.
- v. Neck-clip for ladies . . . . . 25 cents.
- vi. Razor honing . . . . . 50 cents.
- vii. Shampoo, plain . . . . . 50 cents.
- viii. Shave . . . . . 30 cents.
- ix. Single . . . . . 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 291/58, Sched.

## Regulation 305

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(STRATFORD)

1. The Schedule is in force during pleasure within the Stratford zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 189, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Stratford Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Remembrance Day;
- (i) Christmas Day; and
- (j) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Thursday, Friday and Saturday between 8.30 a.m. and 6.30 p.m.

3.—(1) No work shall be performed in the industry on,

- (a) Sunday;
- (b) Wednesday; or
- (c) a holiday.

(2) During a week in which a holiday falls on Thursday, nine hours of work may be performed between 8.30 a.m. and 6.30 p.m. on Wednesday in that week.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a minimum weekly rate of wages.

Class B—A person who is given full-time employment on a minimum weekly rate of wages plus a percentage or commission.

Class C—A person who is given part-time work or casual employment on a percentage or commission.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is,

- (a) \$25 a week for Class A employees;
- (b) \$20 a week plus 60 per cent of the proceeds in excess of \$30 from the work performed by Class B employees; and
- (c) 65 per cent of the proceeds from the work performed by Class C employees.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 50 cents.
- iii. Hair-cut for persons under 14 years 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Neck-shave for men..... 15 cents.
- vii. Razor honing..... 50 cents.
- viii. Shampoo, plain..... 50 cents.
- ix. Shave..... 30 cents.
- x. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 189, Sched.; O. Reg. 139/53, ss. 1, 2.

## Regulation 306

under The Industrial Standards Act

### SCHEDULE—BARBERING INDUSTRY

(SUDBURY)

1. The Schedule is in force during pleasure within the Sudbury zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 423, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) Wednesday after 12.30 p.m. except the Wednesday in a week in which a holiday occurs on any other day in the week.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular working periods for all employers and employees in the industry are the hours during which barber shops are permitted to be open by the municipal by-laws of the City of Sudbury.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of them.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$28 per week.

Class B—\$18 per week plus 65 per cent of the proceeds in excess of \$27 from the work performed by the employee.

Class C— i. Nights and Saturday employees who work four hours a day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$10 per week plus 65 per cent of the proceeds in excess of \$15 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$7 per week plus 65 per cent of the proceeds in excess of \$11 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$5 per day or part thereof plus 65 per cent of the proceeds in excess of \$8 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$3 per day or part thereof plus 65 per cent of the proceeds in excess of \$5 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Hair-cut or trim (adults)..... 50 cents.
- ii. Hair-cut (children)..... 25 cents.
- iii. Shave..... 25 cents.
- iv. Singe..... 25 cents.
- v. Hair tonics..... 25 cents.
- vi. Shampoos, plain..... 50 cents.
- vii. Facial massage, plain..... 50 cents.
- viii. Razor honing..... 50 cents.
- ix. Ladies' neck-clip..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 423, Sched., *amended*.

## Regulation 307

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (TOWNSHIP OF TECK)

1. The Schedule is in force during pleasure within the Township of Teck zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 426, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. Work may be performed in the barbering industry on such days and at such times of days as barber shops are permitted to be open by the municipal by-laws of the Township of Teck.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of them.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$25 per week.

Class B—\$20 per week plus 65 per cent of the proceeds in excess of \$30 from the work performed by the employee.

Class C— i. Nights and Saturday employees who work four hours a day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$11 per week plus 65 per cent of the proceeds in excess of \$15 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$8 per week plus 65 per cent of the proceeds in excess of \$11 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$6 per day or part thereof plus 65 per cent of the proceeds in excess of \$8 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$4 per day or part thereof plus 65 per cent of the proceeds in excess of \$6 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Hair-cut or trim (adults)..... 50 cents.
- ii. Hair-cut (children)..... 35 cents.
- iii. Shave..... 25 cents.
- iv. Singe..... 25 cents.
- v. Hair tonics..... 25 cents.
- vi. Shampoos, plain..... 50 cents.
- vii. Facial massage, plain..... 50 cents.
- viii. Razor honing..... 50 cents.
- ix. Ladies' neck clip..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 426, Sched., *amended*.



## Regulation 308

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(TILLSONBURG-EDEN-STRAFFORDVILLE-VIENNA-  
PORT BURWELL-BROWNSVILLE-COURTLAND)

1. The Schedule is in force during pleasure within the Tillsonburg-Eden-Straffordville-Vienna-Port Burwell-Brownsville-Courtland zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 424, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day;
- (i) Wednesday in the Town of Tillsonburg and the Village of Courtland; and
- (j) Wednesday after 12 noon in the villages of Eden, Straffordville, Vienna, Port Burwell and Brownsville.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular hours during which employers and employees may work in the industry are,

- (a) in the Town of Tillsonburg,
  - (i) on Monday, Tuesday, Thursday and Friday, from 9 a.m. to 6 p.m., and
  - (ii) on Saturday, from 9 a.m. to 9 p.m.;
- (b) in the Village of Courtland,
  - (i) on Monday and Friday, from 9 a.m. to 6 p.m.,
  - (ii) on Tuesday and Thursday, from 9 a.m. to 9 p.m., and
  - (iii) on Saturday, from 9 a.m. to 10 p.m.;
- (c) in the villages of Eden, Straffordville, Vienna and Port Burwell,
  - (i) on Monday and Friday, from 9 a.m. to 6 p.m.,
  - (ii) on Tuesday and Thursday, from 9 a.m. to 8 p.m.,

(iii) on Wednesday, from 9 a.m. to 12 noon, and

(iv) on Saturday, from 9 a.m. to 10 p.m.;

(d) in the Village of Brownsville,

(i) on Monday, Tuesday, Thursday and Friday, from 9 a.m. to 8 p.m.,

(ii) on Wednesday, from 9 a.m. to 12 noon, and

(iii) on Saturday, from 9 a.m. to 10 p.m.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class B—A person who is given part-time work or casual employment only on either a salary or commission basis or a combination of salary and commission.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$18 per week plus 60 per cent of the proceeds in excess of \$28 from the work performed by the employee.

Class B— i. Night and Saturday employees, being persons who work four hours a day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$10.75 per week plus 60 per cent of the proceeds in excess of \$18.25 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$7 per week plus 60 per cent of the proceeds in excess of \$11 from the work performed by the employee.

iii. Persons working on Saturday only or the day before a holiday, \$5.75 per day or part thereof plus 60 per cent of the proceeds in excess of \$8.75 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$3.50 per day or part thereof plus 60 per cent of the proceeds in excess of \$6 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Hair-cut or trim, adults..... 40 cents.
- ii. Haircut, children..... 25 cents.
- iii. Shave..... 20 cents.
- iv. Singe..... 25 cents.
- v. Shampoo, plain..... 35 cents.
- vi. Hair tonics..... 15 cents.
- vii. Facial massage, plain..... 35 cents.

- viii. Razor honing..... 35 cents.
- ix. Ladies' neck-clip..... 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 424, Sched., amended.

## Regulation 309

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(TIMMINS-SCHUMACHER-SOUTH PORCUPINE)

1. The Schedule is in force during pleasure within the Timmins, Schumacher and South Porcupine zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 425, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) Wednesday after 12 noon except the Wednesday in a week in which a holiday occurs on any other day of the week.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular working periods for all employers and employees in the industry are the hours during which barber shops are permitted to be open by the municipal by-laws of the place in which the barber shop is located.

##### CLASSIFICATION OF EMPLOYEES

4. The following classifications of employees working in the barbering industry are hereby established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of them.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry by employees is as follows:

Class A—\$25 per week.

Class B—\$20 per week plus 50 per cent of the proceeds in excess of \$30 from the work performed by the employee.

Class C— i. Nights and Saturday employees who work four hours a day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$12 per week plus 50 per cent of the proceeds in excess of \$16 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$9 per week plus 50 per cent of the proceeds in excess of \$11 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$6 per day or part thereof plus 50 per cent of the proceeds in excess of \$8 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$4 per day or part thereof plus 50 per cent of the proceeds in excess of \$5 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Hair-cut or trim (adults)..... 50 cents.
- ii. Hair-cut (children)..... 25 cents.
- iii. Shave..... 25 cents.
- iv. Singe..... 25 cents.
- v. Hair tonics..... 15 cents.
- vi. Shampoos, plain..... 50 cents.
- vii. Facial massage, plain..... 50 cents.
- viii. Razor honing..... 50 cents.
- ix. Ladies' neck-clip..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 425, Sched., *amended*.

## Regulation 310

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(TRENTON)

1. The Schedule is in force during pleasure within the Trenton zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 427, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and

(i) Wednesday after 12 noon except in a week in which a holiday occurs on any other day in the week.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular hours during which employers and employees may work in the industry are as follows:

- i. On Monday and Friday, from 9 a.m. to 6 p.m.
- ii. On Tuesday and Thursday, from 9 a.m. to 8 p.m.
- iii. On Wednesday, from 9 a.m. to 12 noon.
- iv. On Saturday, from 9 a.m. to 9 p.m.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—A person who is given full-time employment on a straight salary basis.

Class B—A person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—A person who is given part-time work or casual employment only on either a salary or commission or a combination of salary and commission.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for all work performed in the industry is as follows:

Class A—\$20 per week.

Class B—\$15 per week plus 60 per cent of the proceeds in excess of \$21.50 from the work performed by the employee.

Class C— i. Night and Saturday employees who work four hours a day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$8.50 per week plus 60 per cent of the proceeds in excess of \$13.50 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$5.75 per week plus 60 per cent of the proceeds in excess of \$8.25 from the work performed by the employee.

iii. Persons working only on Saturday or on the day before a holiday, \$4.50 per day or part thereof plus 60 per cent of the proceeds in excess of \$6.50 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$3 per day or part thereof plus 60 per cent of the proceeds in excess of \$4.50 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the barbering industry is as follows:

- i. Hair-cut or trim, adults..... 40 cents.
- ii. Hair-cut, children..... 25 cents.
- iii. Shave..... 20 cents.
- iv. Singe..... 15 cents.
- v. Shampoo, plain..... 35 cents.
- vi. Hair tonics..... 15 cents.
- vii. Facial massage, plain..... 35 cents.
- viii. Razor honing..... 50 cents.
- ix. Ladies' neck-clip..... 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 427, Sched., *amended*.



## Regulation 311

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (WELLAND)

1. The Schedule is in force during pleasure within the Welland zone and is binding upon the employers and employees in the barbering industry. C.R.O. 1950, Reg. 428, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day;
- (d) Dominion Day;
- (e) Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) Wednesday after 12.30 p.m. except the Wednesday in a week in which a holiday occurs.

##### HOURS OF WORK

2. No work shall be performed in the industry on,

- (a) Sunday; or
- (b) a holiday.

3. The regular working periods for all employers and employees in the industry are the hours during which barber shops are permitted to be open by the municipal by-laws of the City of Welland.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees working in the industry is established:

Class A—Any person who is given full-time employment on a straight salary basis.

Class B—Any person who is given full-time employment on a percentage or commission basis or who is paid a salary plus a percentage or commission.

Class C—Any person who is given part-time work or casual employment only on either a salary or commission basis or a combination of the same.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for employees in the industry is as follows:

Class A—\$25 per week.

Class B—\$15 per week plus 50 per cent of the proceeds in excess of \$22 plus an additional 10 per cent over \$30 from the work performed by the employee.

Class C— i. Night and Saturday employees who work four hours a day or less from Monday to Friday, both inclusive, and all day or less on Saturday, \$7.50 per week plus 60 per cent of the proceeds in excess of \$12.50 from the work performed by the employee.

ii. Persons working on Saturday or the day before a holiday and on the previous evening only, \$5 per week plus 60 per cent of the proceeds in excess of \$7.50 from the work performed by the employee.

iii. Persons employed only for Saturday or the day before a holiday, \$4 per day or part thereof plus 60 per cent of the proceeds in excess of \$6 from the work performed by the employee.

iv. Persons working on days other than Saturday or the day before a holiday, \$3 per day or part thereof plus 60 per cent of the proceeds in excess of \$5 from the work performed by the employee.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Haircut or trim (adults)..... 40 cents.
- ii. Haircut (children) ..... 25 cents.
- iii. Shave..... 25 cents.
- iv. Singe..... 25 cents.
- v. Hair tonics..... 20 cents.
- vi. Shampoos, plain..... 50 cents.
- vii. Facial massage, plain..... 50 cents.
- viii. Razor honing..... 50 cents.
- ix. Ladies' neck-clip..... 15 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. C.R.O. 1950, Reg. 428, Sched., *amended*.

## Regulation 312

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

##### (WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the barbering industry. O. Reg. 171/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) Good Friday,
- (iv) Victoria Day,
- (v) Dominion Day,
- (vi) Windsor Civic Holiday,
- (vii) Labour Day,
- (viii) Thanksgiving Day, and
- (ix) Christmas Day;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Wednesday;
- (c) for more than nine hours a day; or
- (d) before 8 a.m. or after 6 p.m. in a day.

3. Notwithstanding clause *b* of section 2, where a holiday falls on a day in a week other than Sunday, nine hours of work may be performed between 8 a.m. and 6 p.m. on Wednesday of that week, if the Wednesday is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

- Class A— A person who is given full-time employment.
- Class B— A person who is given part-time work or casual employment.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, 68 per cent of the proceeds from the work performed by him with a minimum rate of wages of \$40 a week; and
- (b) for a Class B employee, 68 per cent of the proceeds from the work performed by him with a minimum rate of wages of \$1 an hour.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses of any kind.

#### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave, not including neck-shave... 30 cents.
- ix. Singe..... 35 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 171/59, Sched.

## Regulation 313

### under The Industrial Standards Act

#### SCHEDULE—BARBERING INDUSTRY

(WOODSTOCK)

1. The Schedule is in force during pleasure within the Woodstock zone and is binding upon the employers and employees in the barbering industry. O. Reg. 184/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule,

(a) "holiday" means,

- (i) Sunday,
- (ii) New Year's Day,
- (iii) Good Friday,
- (iv) Victoria Day,
- (v) Dominion Day,
- (vi) Woodstock Civic Holiday,
- (vii) Labour Day,
- (viii) Thanksgiving Day,
- (ix) Christmas Day, and

(x) the 26th day of December in a year in which Christmas Day falls on a day other than a Saturday, or the 27th day of December in a year in which Christmas Day falls on a Saturday;

(b) "week" means the period beginning with Sunday and ending with the Saturday next following, both inclusive.

##### HOURS OF WORK

2. No person shall perform work in the industry,

- (a) on a holiday;
- (b) on a Wednesday;
- (c) for more than eight hours a day; or
- (d) before 9 a.m. or after 6 p.m. in a day.

3. Notwithstanding clause *b* of section 2, during a week in which Christmas Day is celebrated, eight hours of work may be performed between 9 a.m. and 6 p.m. on Wednesday of that week, if the Wednesday is not a holiday.

##### CLASSIFICATION OF EMPLOYEES

4. The following classification of employees in the industry is established:

Class A—A person who is given full-time employment.

Class B—A person who is given part-time work or casual employment.

##### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry by employees is,

- (a) for a Class A employee, 70 per cent of the proceeds from the work performed by him or \$40 a week, whichever is the greater; and
- (b) for a Class B employee, 75 per cent of the proceeds from the work performed by him or \$1.25 an hour, whichever is the greater.

(2) The percentages in subsection 1 shall be computed upon the gross receipts for work performed at not less than,

- (a) the minimum charge for each operation established in section 7; or
- (b) the prevailing charge established in the shop for each operation,

whichever is the greater.

6. No deductions shall be made from the minimum rate of wages for,

- (a) materials supplied;
- (b) laundry service; or
- (c) operating expenses.

##### MINIMUM CHARGES

7.—(1) The minimum charge for each operation in the industry is as follows:

- i. Facial massage, plain..... 50 cents.
- ii. Hair-cut or trim for persons 14 years and over..... 60 cents.
- iii. Hair-cut for persons under 14 years. 35 cents.
- iv. Head-rub..... 25 cents.
- v. Neck-clip for ladies..... 25 cents.
- vi. Razor honing..... 50 cents.
- vii. Shampoo, plain..... 50 cents.
- viii. Shave..... 30 cents.
- ix. Singe..... 25 cents.

(2) No employer or employee may,

- (a) contract for or accept prices lower than those in subsection 1;
- (b) combine any of the operations named in subsection 1 without charging for each operation in the combination; or
- (c) give any article or premium to the customer without charging the full value of the article or premium. O. Reg. 184/60, Sched.

## Regulation 314

under The Industrial Standards Act

### SCHEDULE—BRICKLAYING AND STONEMASONRY INDUSTRY

(CORNWALL)

1. The Schedule is in force during pleasure within the Cornwall zone and is binding upon the employers and employees in the bricklaying and stonemasonry industry. O. Reg. 152/55, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Labour Day; and
- (g) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours and this work is night work.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages is \$2.15 an hour for,

- (a) work performed during the regular working periods; and
- (b) night work.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 4; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) \$3.22½ an hour for overtime work performed during the five-hour period immediately following the regular working day on Monday, Tuesday, Wednesday, Thursday and Friday; and
- (b) \$4.30 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 152/55, Sched.



## Regulation 315

### under The Industrial Standards Act

#### SCHEDULE—BRICKLAYING AND STONEMASONRY INDUSTRY

(KITCHENER-WATERLOO)

1. The Schedule is in force during pleasure within the Kitchener-Waterloo zone and is binding upon the employers and employees in the bricklaying and stonemasonry industry. O. Reg. 136/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Labour Day; and
- (e) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-eight hours of work performed during the regular working days in the period beginning on Monday and ending with Saturday next following, both inclusive; and
- (b) a regular working-day consisting of not more than,
  - (i) ten hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 7 a.m. and 6 p.m., where one hour is given for noon recess, or between 7 a.m. and 5.30 p.m., where one-half of an hour is given for noon recess, and
  - (ii) five hours of work performed on Saturday between 7 a.m. and midday,
 that is performed during a regular working week.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.15 an hour.

##### OVERTIME WORK

4. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

5.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

6.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) \$4.30 an hour for overtime work performed on a holiday; and
- (b) \$3.23 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 136/58, Sched.

## Regulation 316

under The Industrial Standards Act

### SCHEDULE—BRICKLAYING AND STONEMASONRY INDUSTRY

(OSHAWA-WHITBY)

1. The Schedule is in force during pleasure within the Oshawa-Whitby zone and is binding upon the employers and employees in the bricklaying and stonemasonry industry. O. Reg. 124 '60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Victoria Day;
- (e) Dominion Day;
- (f) Oshawa-Whitby Civic Holiday;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days in the period beginning on Monday and ending with Saturday next following, both inclusive; and
- (b) a regular working day consisting of not more than,
  - (i) nine hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 7 a.m. and 5 p.m., where one hour is given for noon recess, or between 7 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess, and

- (ii) five hours of work performed on Saturday between 7 a.m. and midday,

that is performed during a regular working week.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.50 an hour.

##### OVERTIME WORK

4. Overtime work is work,

- (a) that is not performed during a regular working day and that is not performed during a regular working week; or
- (b) that is performed on a holiday.

5.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

6.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) \$5 an hour for overtime work performed on a holiday; and
- (b) \$3.75 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 124 '60, Sched.

## Regulation 317

### under The Industrial Standards Act

#### SCHEDULE—BRICKLAYING AND STONEMASONRY INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the bricklaying and stonemasonry industry. O. Reg. 185/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 7.30 a.m. and 5 p.m.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages is \$2.40 an hour,

- (a) for work performed during a regular working day; and
- (b) for night work.

##### SHIFT WORK

4.—(1) Where work is performed in two or more regular shifts and if an employee works not more than

eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purpose of this Schedule.

(2) One of the shifts that begin in a twenty-four hour period is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(4) In all cases governed by subsection 1, no overtime work shall be performed.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) \$3.60 an hour for overtime work performed between,
  - (i) 5 p.m. and 10 p.m. on a regular working-day, or
  - (ii) 8 a.m. and midday on Saturday; and
- (b) \$4.80 an hour for all other overtime work.

##### SPECIAL RATE

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person,

- (a) whose work is only partly subject to the Schedule; or
- (b) who is handicapped. O. Reg. 185/58, Sched.

## Regulation 318

### under The Industrial Standards Act

#### SCHEDULE—BRICKLAYING AND STONEMASONRY INDUSTRY

##### (PORT ARTHUR-FORT WILLIAM)

1. The Schedule is in force during pleasure within the Port Arthur-Fort William zone and is binding upon the employers and employees in the bricklaying and stonemasonry industry. O. Reg. 203/60, s. 1.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Labour Day; and
- (g) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.90 an hour.

##### SHIFT WORK

4.—(1) Where an employee performs work in one of two or more regular shifts, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule in respect of work that,

- (a) is not in excess of eight hours in a period of twenty-four hours; or
- (b) consists of the instruction of the employees of an on-coming shift.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATE OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is \$5.80 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 203/60, Sched.



## Regulation 319

### under The Industrial Standards Act

#### SCHEDULE—BRICKLAYING AND STONEMASONRY INDUSTRY

(SARNIA)

1. The Schedule is in force during pleasure within the Sarnia zone and is binding upon the employers and employees in the bricklaying and stonemasonry industry. O. Reg. 279/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Sarnia Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is,

- (a) to and including the 30th day of April, 1961, \$3.15 an hour; and
- (b) on and after the 1st day of May, 1961, \$3.20 an hour.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, and if an employee works not more than eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

9. the rate of wages for overtime work is,

- (a) to and including the 30th day of April, 1961, \$6.30 an hour; and
- (b) on and after the 1st day of May, 1961, \$6.40 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 279/60, Sched.

## Regulation 320

### under The Industrial Standards Act

#### SCHEDULE—BRICKLAYING AND STONEMASONRY INDUSTRY

##### (WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the bricklaying and stonemasonry industry. O. Reg. 251/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Windsor Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is \$2.28 an hour.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, and if an employee works not more than eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working-day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8. No permit for overtime work shall be issued to any person other than an employer.

##### RATE OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is \$5.76 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 251/59, Sched.

## Regulation 321

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

##### (BELLEVILLE)

1. The Schedule is in force during pleasure within the Belleville zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 40/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Belleville Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or

(b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) \$2 an hour for work performed during a regular working day; and
- (b) \$2.28½ an hour for night work.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee except that one hour of overtime work may be performed immediately following the working period of a regular working day.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) \$4 an hour for overtime work performed on a holiday; and
- (b) \$3 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 40/57, Sched.

## Regulation 322

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(BROCKVILLE)

1. The Schedule is in force during pleasure within the Brockville zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 141/51, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,

(a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and

(b) a regular working day consisting of not more than,

(i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m., where one hour is given for noon recess or between 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess, and four hours of work performed on Saturday between 8 a.m. and noon, or

(ii) nine hours of work performed on Monday, Tuesday, Wednesday and Thursday between 7.30 a.m. and 5.30 p.m., where one hour is given for noon recess or between 7.30 a.m. and 5 p.m., where one-half of an hour is given for noon recess, and eight hours of work performed on Friday between 8 a.m. and 5 p.m., where one hour is given for noon recess or between 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

2.—(1) An employer shall elect under subclause i or ii of clause b of section 1,

(a) the hours of the day; and

(b) the particular days in the week,

during which work is to be performed by his employees.

(2) The employer shall,

(a) post in a conspicuous place where his employees are engaged in their duties; and

(b) file with the advisory committee,

a notice setting out the hours of the day and the particular days in the week during which work is to be performed by his employees.

(3) Thereafter the employer shall give a thirty-day notice in writing to,

(a) his employees; and

(b) the advisory committee,

of a change in the hours of the day and the particular days in the week during which work is to be performed by his employees.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during the regular working periods is \$1.35 an hour.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) An employee who works on a night-shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

5. Work performed in the industry at any time other than during the working periods prescribed in sections 1 and 4 is overtime work.

6.—(1) No work shall be performed in the industry on Sunday, New Year's Day, Good Friday, Victoria Day, Dominion Day, Brockville Civic Holiday, Labour Day, Thanksgiving Day and Christmas Day except,

(a) in cases of extreme necessity, where life or property is jeopardized; or

(b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1,

(a) is overtime work; and

(b) shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

(a) \$2.70 an hour for overtime work performed on the days named in subsection 1 of section 6; and

(b) \$2.02½ an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped, and the rate may be fixed at the request of employee or employer. O. Reg. 141/51, Sched.



## Regulation 323

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(CORNWALL)

1. The Schedule is in force during pleasure within the Cornwall zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 149/56, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Labour Day;
- (g) Remembrance Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### SHIFT WORK

3.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) In all cases governed by subsection 1, no overtime work shall be performed.

(3) Where two or more shifts are worked on the same job, only one shift is a day shift.

#### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) \$2.10 an hour,
  - (i) for work performed during the regular working periods other than on night shifts, and
  - (ii) for night work; and
- (b) \$2.20 an hour for work performed during a night shift.

#### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 3; and
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

8. No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

#### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) \$3.15 an hour for overtime work performed during the three-hour period immediately following the working period of a regular working day; and
- (b) \$4.20 an hour for all other overtime work.

#### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 149/56, Sched.

## Regulation 324

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(FORT FRANCES)

1. The Schedule is in force during pleasure within the Fort Frances zone and is binding upon the employers and employees in the carpentry industry. C.R.O. 1950, Reg. 198, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,

(a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and

(b) a regular working day consisting of not more than,

(i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday, and Friday between 8 a.m. and 5 p.m., and

(ii) four hours of work performed on Saturday between 8 a.m. and 12 noon.

##### MINIMUM RATE OF WAGES

2. The minimum rate of wages for all work performed in the industry during the regular working periods is \$1.20 an hour.

##### OVERTIME WORK

3. Work performed in the industry,

(a) at any time other than during the working periods in section 1; and

(b) on Sunday, New Year's Day, Good Friday, Victoria Day, Dominion Day, Labour Day, Thanksgiving Day and Christmas Day,

is overtime work.

##### RATES OF WAGES FOR OVERTIME WORK

4. The rate of wages for overtime work is,

(a) \$1.20 an hour for the first eight hours only of work performed at night, where, owing to the nature of the work, it cannot reasonably be performed during the regular working periods;

(b) \$2.40 an hour for work performed on the days named in clause b of section 3; and

(c) \$1.80 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

5. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. C.R.O. 1950, Reg. 198, Sched.

## Regulation 325

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(KENORA-KEEWATIN)

1. The Schedule is in force during pleasure within the Kenora-Keewatin zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 202/55, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday after 5 p.m.;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Kenora-Keewatin Civic Holiday;
- (g) Labour Day;
- (h) Thanksgiving Day;
- (i) Christmas Day; and
- (j) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m., and
  - (ii) four hours of work performed on Saturday between 8 a.m. and midday.

3.—(1) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

(2) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages for work performed during the regular working periods is \$1.80 an hour.

##### SHIFT WORK

5.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

6. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2, 3 and 5; or
- (b) on a holiday,

is overtime work.

7.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

8. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) \$2.70 an hour for overtime work performed during the four-hour period immediately following the working period of a regular working day; and
- (b) \$3.60 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 202/55, Sched.

## Regulation 326

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(KINGSTON)

1. The Schedule is in force during pleasure within the Kingston zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 178/55, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

¶(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages is \$1.95 an hour for,

- (a) work performed during the regular working periods; and
- (b) night work.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight

hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 4; or
- (b) on a holiday,

is overtime work.

6.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) \$2.92½ an hour for overtime work performed,
  - (i) during the four-hour period immediately following the working period of a regular working day, and
  - (ii) on Saturday between 8 a.m. and mid-day; and
- (b) \$3.90 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 178/55, Sched.



## Regulation 327

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

##### (NIAGARA FALLS)

1. The Schedule is in force during pleasure within the Niagara Falls zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 77/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Niagara Falls Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between,

(i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or

(ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages is \$2.47 an hour,

- (a) for work performed during a regular working day; and
- (b) for night work.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, and if an employee works not more than eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(4) In all cases governed by subsection 1, no overtime work shall be performed.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry on a holiday without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) \$3.70½ an hour for overtime work performed during the three-hour period immediately following the regular working day on Monday, Tuesday, Wednesday, Thursday and Friday; and
- (b) \$4.94 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 77/60, Sched.

## Regulation 328

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(OSHAWA-WHITBY)

1. The Schedule is in force during pleasure within the Oshawa-Whitby zone and is binding upon the employers and employees in the carpentry industry. C.R.O. 1950, Reg. 200, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,

(a) a regular working week consisting of not more than,

(i) forty-five hours of work performed during the regular working days between the 15th day of April and the 15th day of November, both inclusive, and

(ii) forty hours of work performed during the regular working days between the 16th day of November and the 14th day of April, both inclusive; and

(b) a regular working day consisting of not more than,

(i) nine hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 7 a.m. and 5 p.m. between the 15th day of April and the 15th day of November, both inclusive, and

(ii) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m. between the 16th day of November and the 14th day of April, both inclusive.

##### MINIMUM RATE OF WAGES

2. The minimum rate of wages for all work performed in the industry during the regular working periods is \$1.30 an hour.

##### OVERTIME WORK

3. Work performed in the industry,

(a) at any time other than during the working periods in section 1; and

(b) on Saturday, Sunday, New Year's Day, Good Friday, Dominion Day, Oshawa-Whitby Civic Holiday, Labour Day, Thanksgiving Day and Christmas Day,

is overtime work.

##### RATES OF WAGES FOR OVERTIME WORK

4. The rate of wages for all overtime work performed in the industry is,

(a) \$1.95 an hour for ordinary overtime work performed during a three-hour period immediately following the working period of a regular working day;

(b) \$1.30 an hour for the first eight hours only of work performed at night, where, owing to the nature of the work, it cannot reasonably be performed during the regular working periods; and

(c) \$2.60 an hour for all other overtime work, unless the advisory committee has issued to the employer a special permit authorizing the performance of the work at a lesser rate.

##### RATE FOR HANDICAPPED

5. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. C.R.O. 1950, Reg. 200, Sched., *amended*.

## Regulation 329

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 287/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### MINIMUM RATES OF WAGES

3. The minimum rate of wages is,

- (a) for work performed during a regular working day and for night work other than night work performed on a job completed in less than a three-day period, \$2.15 an hour; and
- (b) for night work performed on a job completed in less than a three-day period, \$2.65 an hour.

##### SHIFT WORK

4.—(1) Where work is performed in two or more regular shifts, and if an employee works not more than eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed during the two-hour period immediately following the working period of a regular working day and on a Saturday between 8 a.m. and midday, \$3.22½ an hour;
- (b) for all other overtime work, \$4.30 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 287/57, Sched.

## Regulation 330

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(OWEN SOUND)

1. The Schedule is in force during pleasure within the Owen Sound zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 85/54, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Dominion Day;
- (e) Labour Day; and
- (f) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than,
  - (i) forty-four hours from and including the 1st day of November to and including the 31st day of March, and
  - (ii) forty-five hours from and including the 1st day of April to and including the 31st day of October,

of work performed during the regular working days; and

- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m., and four hours of work performed on Saturday between 8 a.m. and midday, from and including the 1st day of November to and including the 31st day of March, and
  - (ii) nine hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 7.30 a.m. and 5.30 p.m. from and including the 1st day of April to and including the 31st day of October.

3.—(1) Subject to subsection 2, where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during any other hours, and this work is night work.

(2) An employee shall not perform work under subsection 1 during any period of twenty-four hours,

(a) from and including the 1st day of November to and including the 31st day of March, exceeding eight hours; or

(b) from and including the 1st day of April to and including the 31st day of October, exceeding nine hours.

##### MINIMUM RATE OF WAGES

4.—(1) The minimum rate of wages is \$1.50 an hour for,

- (a) work performed during the regular working periods;
- (b) night work; and
- (c) work performed on Saturday,
  - (i) not exceeding four hours after midday, from and including the 1st day of November to and including the 31st day of March, and
  - (ii) not exceeding eight hours, from and including the 1st day of April to and including the 31st day of October,

to permit the pouring of concrete.

(2) The minimum rate of wages in subsection 1 does not apply to overtime work.

##### SHIFT WORK

5.—(1) Where the work is performed in two or more shifts, and if an employee in any period of twenty-four hours works not more than,

- (a) eight hours, from and including the 1st day of November to and including the 31st day of March; or
- (b) nine hours, from and including the 1st day of April to and including the 31st day of October,

the employee shall be deemed to be employed during a regular working day.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for,

- (a) eight hours for work of seven hours, from and including the 1st day of November to and including the 31st day of March; and
- (b) nine hours for work of eight hours, from and including the 1st day of April to and including the 31st day of October.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

6. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2, 3 and 5, and clause *c* of subsection 1 of section 4; or



(b) on a holiday,  
is overtime work.

7.—(1) No work shall be performed in the industry on a holiday except,

(a) in cases of extreme necessity, where life or property is jeopardized; or

(b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

8. No permit for overtime work shall be issued to any person other than an employer.

RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work performed in any period of twenty-four hours is,

(a) \$2.25 an hour for the first four hours of overtime work; and

(b) \$3 an hour for all subsequent overtime work.

RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 85/54, Sched.

## Regulation 331

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

(St. Catharines)

1. The Schedule is in force during pleasure within the St. Catharines zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 179/55, s. 1 *amended*.

#### Schedule

##### INTERPRETATION

1.—(1) In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Civic Holiday;
- (g) Labour Day; and
- (h) Christmas Day.

(2) Under clause *f* of subsection 1, "Civic Holiday" means a holiday only for that part of the zone where it is so declared under a by-law of a municipality.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages is \$2.05 an hour for,

- (a) work performed during the regular working periods; and
- (b) night work.

##### OVERTIME WORK

4. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in section 2; or
- (b) on a holiday,

is overtime work.

5.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

6.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) \$3.07½ an hour for overtime work performed,
  - (i) on Saturday before 5 p.m., and
  - (ii) during the three-hour period immediately following the working period of a regular working day; and
- (b) \$4.10 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 179/55, Sched.

## Regulation 332

### under The Industrial Standards Act

#### SCHEDULE—CARPENTRY INDUSTRY

##### (SUDBURY)

1. The Schedule is in force during pleasure within the Sudbury zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 272/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Victoria Day;
- (e) Dominion Day;
- (f) Sudbury Civic Holiday;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### SHIFT WORK

3.—(1) Where work is performed in two or more regular shifts, and if an employee works not more than eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) for work performed during a regular working day other than on night shifts or for night work, \$2.45 an hour; and
- (b) for work performed during a night shift and for night work, \$2.55 an hour.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day, without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed on a holiday, \$4.90 an hour; and
- (b) for all other overtime work, \$3.67½ an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 272/58, Sched.

## Regulation 333

under The Industrial Standards Act

### SCHEDULE—CARPENTRY INDUSTRY

(WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the carpentry industry. O. Reg. 6/60, s. 1.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Windsor Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

3.—(1) Night work is work performed by an employee other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

### MINIMUM RATE OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is \$2.70 an hour.

#### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, and if an employee,

- (a) works not more than eight hours in a period of twenty-four hours; and
- (b) is not employed elsewhere while engaged in shift work,

the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

#### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

8. No permit for overtime work shall be issued to any person other than an employer.

#### RATE OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is \$5.40 an hour.

#### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 6/60, Sched.



## Regulation 334

### under The Industrial Standards Act

#### SCHEDULE—COMMON LABOURERS CONSTRUCTION INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the common labourers construction industry. O. Reg. 22/51, s. 1, *amended*.

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#### Schedule

##### MINIMUM RATES OF WAGES

1. The minimum rate of wages for all work performed in the industry is,

(a) 75 cents an hour for an employee who is a helper to a bricklayer or plasterer; and

(b) 61 cents an hour for all other employees.

##### RATE FOR HANDICAPPED

2. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 22/51, Sched.

## Regulation 335

### under The Industrial Standards Act

#### SCHEDULE—COMMON LABOURERS CONSTRUCTION INDUSTRY

(WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the common labourers construction industry. O. Reg. 156/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Windsor Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 7.30 a.m. and 5 p.m. with one-half hour for noon recess.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than nine hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is \$2.06 an hour.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, and if an employee,

- (a) works not more than nine hours in a period of twenty-four hours; and
- (b) is not employed elsewhere, while engaged in shift work,

the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for nine hours for work of eight hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

8. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) \$3.09 an hour for overtime work performed,
  - (i) on a day that is not a holiday, or
  - (ii) on Saturday up to midday; and
- (b) \$4.12 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 156/60, Sched.

## Regulation 336

under The Industrial Standards Act

### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(BELLEVILLE)

1. The Schedule is in force during pleasure within the Belleville zone and is binding upon the employers and employees in the electrical repair and construction industry. C.R.O. 1950, Reg. 208, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m., where one hour is given for noon recess, or between 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess, and
  - (ii) four hours of work performed on Saturday between 8 a.m. and 12 noon.

##### MINIMUM RATE OF WAGES

2. The minimum rate of wages for work performed during the regular working periods is \$1.25 an hour.

##### SHIFT WORK

3.—(1) Where the work is carried on in two or more shifts, an employee shall be deemed to be employed during a regular working day, where the employee works not more than eight hours in any period of twenty-four hours.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

4.—(1) Work performed in the industry at any time other than during the working periods in sections 1 and 3 is overtime work.

(2) Except for one-half hour of overtime work performed immediately following the working period of a regular working day, no overtime work shall be performed in the industry without a permit from the advisory committee authorizing the work.

5. Except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work must be done in order to prevent the loss of employment to those who are regularly employed in the buildings,

no permit shall be issued for work to be performed on Saturday after 12 noon, Sunday, New Year's Day, Good Friday, Dominion Day, Belleville Civic Holiday, Labour Day and Christmas Day.

##### RATES OF WAGES FOR OVERTIME WORK

6. The rate of wages for overtime work is,

- (a) \$1.87½ an hour for overtime work performed during the half-hour period immediately following the working period of a regular working day; and
- (b) \$2.50 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

7. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped, and the rate may be fixed at the request of employee or employer. C.R.O. 1950, Reg. 208, Sched.

## Regulation 337

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(CHATHAM)

1. The Schedule is in force during pleasure within the Chatham zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 115/56, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Chatham Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### SHIFT WORK

3.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee

shall be deemed to be employed during a regular working day.

(2) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) \$2.35 an hour for work performed during the regular working periods other than on night shifts; and
- (b) \$3.52½ an hour for work performed during a night shift.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 3; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to electrical installations in buildings or in respect of equipment, apparatus or appliances operated or to be operated in buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the building.

##### RATE OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is \$4.70 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 115/56, Sched.



## Regulation 338

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(CORNWALL)

1. The Schedule is in force during pleasure within the Cornwall zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 138/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Dominion Day;
- (e) the first Monday in August;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m., and
  - (ii) four hours of work performed on Saturday between 8 a.m. and midday.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day and for night work is \$2.40 an hour.

##### SHIFT WORK

4.—(1) Where work is performed in two or more regular shifts, and if an employee works not more than eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(4) In all cases governed by subsection 1, no overtime work shall be performed.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed during the five-hour period immediately following the working period of a regular working day, \$3.60 an hour; and
- (b) for all other overtime work, \$4.80 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 138/58, Sched.

## Regulation 339

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

##### LONDON

1. The Schedule is in force during pleasure within the London zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 173/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) London Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between,

(i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or

(ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.75 an hour.

##### OVERTIME WORK

4. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

5.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only where the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

6. No permit for overtime work shall be issued to any person other than an employer.

##### RATE OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is \$5.50 an hour.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 173/59, Sched.

## Regulation 340

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

##### (NIAGARA FALLS)

1. The Schedule is in force during pleasure within the Niagara Falls zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 174/52, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Dominion Day;
- (e) Niagara Falls Civic Holiday;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m., and
  - (ii) four hours of work performed on Saturday between 8 a.m. and midday.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### SHIFT WORK

3.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) In all cases governed by subsection 1, no overtime work shall be performed.

(3) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) \$1.75 an hour for work performed during the regular working periods other than,
  - (i) on night shifts, or
  - (ii) for night work; and
- (b) \$1.92½ an hour,
  - (i) for work performed during a night shift, and
  - (ii) for night work.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 3; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) \$2.62½ an hour for overtime work performed,
  - (i) during the seven-hour period immediately following the regular working day on Monday, Tuesday, Wednesday, Thursday and Friday, and
  - (ii) between midday and midnight on Saturday; and
- (b) \$3.50 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 174/52, Sched.

## Regulation 341

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(OSHAWA-WHITBY)

1. The Schedule is in force during pleasure within the Oshawa-Whitby zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 27/51, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Victoria Day;
- (e) Dominion Day;
- (f) Oshawa Civic Holiday;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m. where one hour is given for noon recess, or between 8 a.m. and 4.30 p.m. where one-half of an hour is given for noon recess; and
  - (ii) four hours of work performed on Saturday between 8 a.m. and midday.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during the regular working periods is \$1.30 an hour.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods under sections 2 and 4; or
- (b) on a holiday,

is overtime work.

6.—(1) Except for one hour of overtime work performed immediately following the working period of a regular working day, no overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) \$1.95 an hour for overtime work performed during the four-hour period immediately following the working period of a regular working day; and
- (b) \$2.60 an hour for,
  - (i) work performed on a holiday, and
  - (ii) all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped, and the rate may be fixed at the request of employee or employer. O. Reg. 27/51, Sched.



## Regulation 342

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 135/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Ottawa Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m. where one-half of an hour is given for noon recess.

3.—(1) Night work is work performed other than,

- (a) (i) on a holiday, or
- (ii) during a regular working day; or
- (b) on a job completed in a three-day period,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) for work performed during a regular working day, \$2.52 an hour; and
- (b) for night work, \$2.88 an hour.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, and the day shift is between the hours in clause *b* of section 2, seven hours of work in a period of twenty-four hours performed on a night shift shall be deemed to be performed during a regular working day for the purposes of this Schedule.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) for overtime work performed during the four-hour period immediately following the working period of a regular working day, \$3.78 an hour; and
- (b) for all other overtime work, \$5.04 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 135/59, Sched.

## Regulation 343

under The Industrial Standards Act

### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(PORT ARTHUR-FORT WILLIAM)

1. The Schedule is in force during pleasure within the Port Arthur-Fort William zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 33/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Port Arthur—Fort William Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.75 an hour.

##### SHIFT WORK

4.—(1) Where an employee performs work in one of two or more regular shifts, the employee shall be deemed to be employed during a regular working day in respect of work that,

- (a) is not in excess of eight hours in a period of twenty-four hours; or
- (b) consists of the instruction of the employees of an on-coming shift.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed during the two-hour period immediately following the regular working day on Monday, Tuesday, Wednesday, Thursday or Friday, \$4.13 an hour; and
- (b) for all other overtime work, \$5.50 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 33/59, Sched.

## Regulation 344

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(SARNIA)

1. The Schedule is in force during pleasure within the Sarnia zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 22/53, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Sarnia Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m. where one-half of an hour is given for noon recess.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during the regular working periods is \$2.05 an hour.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1, no overtime work shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 4; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee except that two hours of overtime work may be performed immediately following the working period of a regular working day.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATE OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is \$4.10 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 22/53, Sched.

## Regulation 345

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

##### (WELLAND)

1. The Schedule is in force during pleasure within the Welland zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 108/53, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Victoria Day;
- (e) Dominion Day;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m., where one hour is given for noon recess, or between 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess, and
  - (ii) four hours of work performed on Saturday between 8 a.m. and midday.

##### SHIFT WORK

3.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight

hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) In all cases governed by subsection 1, no overtime work shall be performed.

(3) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages for work performed during the regular working periods prescribed in sections 2 and 3 is \$1.95 an hour.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 3; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee except that one hour of overtime work may be performed immediately following a regular working day prescribed in subclause i of clause b of section 2.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) \$2.93 an hour for overtime work performed,
  - (i) during the seven-hour period immediately following a regular working day prescribed in subclause i of clause b of section 2, and
  - (ii) on Saturday after midday; and
- (b) \$3.90 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 108/53, Sched.; O. Reg. 129 '53, s. 1.



## Regulation 346

### under The Industrial Standards Act

#### SCHEDULE—ELECTRICAL REPAIR AND CONSTRUCTION INDUSTRY

(WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the electrical repair and construction industry. O. Reg. 287/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Windsor Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### SHIFT WORK

3.—(1) Where work is performed in two or more regular shifts, and if an employee works not more than

eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift, and the rest are night shifts.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) \$2.60 an hour for work performed during a regular working day, other than on night shifts; and
- (b) \$3.90 an hour for work performed during a night shift.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATE OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is \$5.20 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 287/58, Sched.

## Regulation 347

### under The Industrial Standards Act

#### SCHEDULE—HARD FURNITURE INDUSTRY

##### (ONTARIO)

1. The Schedule is in force during pleasure within the Ontario zone and is binding upon the employers and employees in the hard furniture industry. C.R.O. 1950, Reg. 210, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1.—(1) The regular working periods for all employees in the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Wednesday, Thursday, Friday or Saturday.

(2) Employees who are engaged only on night shifts of not more than forty-five hours a week shall be deemed to be employed during a regular working day and a regular working week.

##### OVERTIME WORK

2.—(1) An employee who performs any work in the industry except as provided in section 1 shall be deemed to be doing overtime work.

(2) An employee who performs any work in the industry on Sunday, New Year's Day, Good Friday, Victoria Day, the first Monday in July, Civic Holiday, Labour Day, Thanksgiving Day and Christmas Day except while working on a night shift shall be deemed to be doing overtime work.

(3) The Monday following Victoria Day may be established by the employer as a holiday instead of Victoria Day.

(4) In subsection 2, "Civic Holiday" means a holiday only for that part of Ontario in which it is celebrated.

##### RATE OF WAGES FOR OVERTIME WORK

3. The rate of wages for all overtime work is  $1\frac{1}{2}$  times the rate payable to an employee for the work that he performs during the regular working periods.

##### SHIFTS

4.—(1) A person employed on a shift other than the regular day shift shall be paid a premium of 5 cents an hour.

(2) The premium shall not be taken into account in computing the averages under sections 10 and 11.

##### CLASSIFICATION OF EMPLOYEES

5. The employees in the industry are classified as follows:

Class A—consisting of all employees other than those in Classes B and C.

Class B—consisting of employees with less than  $2\frac{1}{2}$  years of experience in the industry who were under twenty-one years of age when they entered the industry and all female employees.

Class C—consisting of male employees with less than  $1\frac{1}{2}$  years of experience in the industry who were over twenty-one years of age when they entered the industry.

##### CLASS B EMPLOYEES

6. The number of employees in Class B in the plant of an employer shall not exceed 20 per cent of the total number of employees in the plant but, in plants where more than 50 per cent of the production consists of all-wood chairs, the number of employees in Class B shall not exceed 25 per cent of the total number of employees in the plant.

7. The minimum rate of wages for employees in Class B is,

- (a) during the first six months of employment in the industry, 36 cents an hour;
- (b) during the second six months of employment in the industry, 40 cents an hour;
- (c) during the third six months of employment in the industry, 44 cents an hour;
- (d) during the fourth six months of employment in the industry, 48 cents an hour; and
- (e) during the fifth six months of employment in the industry, 52 cents an hour.

##### CLASS C EMPLOYEES

8. The minimum rate of wages for employees in Class C is,

- (a) during the first six months of employment in the industry, 46 cents an hour;
- (b) during the second six months of employment in the industry, 49 cents an hour; and
- (c) during the third six months of employment in the industry, 52 cents an hour.

##### CLASS A EMPLOYEES

9. The minimum rate of wages for employees in Class A is 58 cents an hour.

##### GENERAL

10.—(1) The average rate of wages in each plant for employees in Class A and Class C combined shall be not less than 70 cents an hour.

(2) In computing the average rate of wages, the wages paid to a,

- (a) superintendent;
- (b) manager;

(c) foreman; or

(d) person who has been granted a special rate under section 14,

shall not be included.

11. Where,

(a) an employer fails to maintain the average rate of wages applicable to his plant; or

(b) the number of his employees in Class B exceeds the limit set out in section 6,

the minimum rate shall be equal to the average rate of wages for so long as the condition exists.

12. After the completion of his fifth period of six months of employment in the industry, a male employee in Class B becomes an employee in Class A.

13. After the completion of the third period of six months of employment in the industry, an employee in Class C becomes an employee in Class A.

#### ADVISORY COMMITTEE

14. The advisory committee is authorized to fix a special minimum rate of wages lower than the regular rate for a person who is handicapped.

15. The advisory committee may issue a permit for the performance of overtime work on the production of church, theatre or school furniture and, notwithstanding sections 3 and 4, may fix the wages at regular rates. C.R.O. 1950, Reg. 210, Sched.

## Regulation 348

### under The Industrial Standards Act

#### SCHEDULE—LADIES' COAT AND SUIT INDUSTRY

(ONTARIO)

1. The Schedule is in force during pleasure within the Ontario zone and is binding upon the employers and employees in the ladies' cloak and suit industry. O. Reg. 288/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Victoria Day;
- (c) Dominion Day;
- (d) Labour Day; and
- (e) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than  $37\frac{1}{2}$  hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than  $7\frac{1}{2}$  hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m. with one hour for noon recess.

3. No person shall perform work in the industry on a holiday.

4. Where an employee has been,

- (a) employed in the industry for twelve months or longer; and
- (b) in the employ of an employer for three months or longer,

the employee is entitled to the wages for  $7\frac{1}{2}$  hours of work for a holiday at the minimum rate of wages under section 10.

5. Where an employer requires an employee who is employed on a time-work basis to work for part of a regular working day, the employee is entitled to the regular rates of wages but the wages for that day shall be not less than the wages for  $3\frac{3}{4}$  hours of work.

##### OVERTIME WORK

6. Work performed in the industry at any time other than during the regular working periods is overtime work.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) An application by an employer for an overtime permit shall be made in writing to the advisory committee.

(3) Where the advisory committee has issued a permit authorizing overtime work to an employer, he shall post the permit during the period it is in force in a conspicuous place where his employees are engaged in their duties.

(4) No permit shall be issued by the advisory committee for overtime work on Friday or Saturday.

(5) Where during the regular working periods,

- (a) there is in the opinion of the advisory committee a labour shortage in the industry; or
- (b) in the employer's establishment,
  - (i) all machines are in use, and
  - (ii) there are no facilities or spaces available for additional machines or for additional employees,

the advisory committee may, subject to subsection 4, issue a permit for overtime work.

##### CLASSIFICATION OF EMPLOYEES

9. The following classification of employees in the industry is established:

i. Class A, composed of,

- (a) machine-pressers, being persons who press by steam-machine;
- (b) section-operators, being persons who perform any of the operations defined in clause d, where the operations on a single garment are divided among more than two workers;
- (c) skilled cutters, being persons who,
  - (i) grade sizes or make markers on materials, or
  - (ii) lay up, shear-cut or machine-cut any materials;
- (d) skilled operators, being persons who, by sewing-machine,
  - (i) join cloth-body,
  - (ii) sew in sleeves, facings or collars, or
  - (iii) as section-operators stitch collars, sew on facings, join seams of body, join seams of linings, make collars, make pockets, make sleeves or attach linings or perform any other sewing-machine operations necessary to complete any garment other than a skirt; and



- (e) top-pressers, being persons who,
  - (i) press, or
  - (ii) complete the pressing of,
    - a garment after it is lined by the finisher.
- ii. Class B, composed of under-pressers, being persons who,
  - (a) press seams of,
    - (i) sleeves, and
    - (ii) linings; or
  - (b) complete the pressing of a garment ready for the finisher.
- iii. Class C, composed of skilled fur-tailors, being persons who pin on or sew on fur trimmings.
- iv. Class D, composed of trimmers, being persons who,
  - (a) grade sizes on;
  - (b) lay up;
  - (c) make markers on; or
  - (d) cut,

any materials used for lining or trimming garments.
- v. Class E, composed of,
  - (a) semi-skilled cutters, being persons who,
    - (i) shear-cut, or
    - (ii) machine-cut,

any material; and
  - (b) semi-skilled operators, being persons, other than section-operators, who perform some of the operations of a skilled operator on a garment but who do not,
    - (i) join cloth-body, or
    - (ii) sew in sleeves, facings or collars.
- vi. Class F, composed of piece-pressers, being persons who do incidental piece pressing necessary to make the pieces ready for the operator.
- vii. Class G, composed of,
  - (a) assistant fur-tailors, being persons who sew on fur trimmings but do not pin on fur trimmings;
  - (b) hand-basters, being persons who baste by hand;
  - (c) machine-basters, being persons who baste by machine; and
  - (d) special-machine operators, being persons who operate special machines used in the manufacture of garments for,
    - (i) felling,
    - (ii) basting,
    - (iii) button-hole making, or
    - (iv) sergeing.

- viii. Class H, composed of,
  - (a) finishers, being persons who,
    - (i) by hand, sew in whole linings on garments,
    - (ii) tack neck-pieces and linings, or
    - (iii) fell button-holes, bottoms or sleeves;
  - (b) lining-makers, being persons who, by sewing-machine, make linings for garments; and
  - (c) skirt-makers, being persons who perform sewing-machine operations necessary to complete skirts.
- ix. Class I, composed of,
  - (a) button-sewers, being persons who sew on,
    - (i) buttons,
    - (ii) hooks,
    - (iii) eyes,
    - (iv) clasps, or
    - (v) ornaments; and
  - (b) general hands or examiners, being persons who,
    - (i) examine or clean finished garments, or
    - (ii) pin on belts.

## MINIMUM RATES OF WAGES

10. The minimum rate of wages for all work performed in the industry during the regular working periods by employees classified in section 9 is the hourly rate set opposite the respective classes as follows:

- i. Class A, \$1.97.
- ii. Class B, \$1.88.
- iii. Class C, \$1.64.
- iv. Class D, \$1.60.
- v. Class E, \$1.52.
- vi. Class F, \$1.50.
- vii. Class G, \$1.28.
- viii. Class H, \$1.25.
- ix. Class I, 84 cents.

## RATES OF WAGES FOR OVERTIME WORK

11. The rate of wages for overtime work performed in the industry by employees classified in section 9 is the hourly rate set opposite the respective classes as follows:

- i. Class A, \$2.96.
- ii. Class B, \$2.82.
- iii. Class C, \$2.46.
- iv. Class D, \$2.40.
- v. Class E, \$2.28.
- vi. Class F, \$2.25.

vii. Class G, \$1.92.

viii. Class H, \$1.87.

ix. Class I, \$1.26.

ASSESSMENT

12. Subject to the approval of the Board,

(a) each employer in the industry is assessed one-half of 1 per cent of his pay-roll; and

(b) each employee in the industry is assessed one-half of 1 per cent of his wages,

to provide revenue for the enforcement of this Schedule.

ADVISORY COMMITTEE

13. The advisory committee is authorized to fix a minimum rate of wages lower than the rates fixed by this Schedule for a person,

(a) who performs work included in more than one class of employees;

(b) whose work is only partly subject to this Schedule; or

(c) who is handicapped.

14. Subject to the approval of the Board the advisory committee is authorized,

(a) generally to administer and enforce this Schedule; and

(b) to collect the assessments under section 12 and, out of the revenue collected, to engage inspectors and other personnel and to make such expenditures as are necessary for the administration and enforcement of this Schedule. O. Reg. 288/59, Sched.

## Regulation 349

### under The Industrial Standards Act

#### SCHEDULE—LADIES' DRESS AND SPORTSWEAR INDUSTRY

(ONTARIO)

1. The Schedule is in force during pleasure within the Ontario zone and is binding upon the employers and employees in the ladies' dress and sports-wear industry. O, Reg. 33/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Labour Day;
- (d) Thanksgiving Day; and
- (e) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m. with one hour for noon recess.

3. No person shall perform work in the industry on a holiday.

4. Where an employee has been in the employ of an employer longer than two months, the employee is entitled to wages for a holiday, equivalent to eight hours of work at the minimum rate of wages for his class under section 10.

5. Where an employer requires an employee employed on a time-work basis to work for part of a regular working day the employee is entitled to the regular rate of wages but the wages for that day shall not be less than the wages for four hours of work.

##### OVERTIME WORK

6. Work performed in the industry at any time other than during the regular working periods is overtime work.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) An application by an employer for an overtime permit shall be made in writing to the advisory committee.

(3) Where the advisory committee has issued a permit authorizing overtime work to an employer, he shall post the permit during the period it is in force in a conspicuous place where his employees are engaged in their duties.

(4) No permit shall be issued by the advisory committee for overtime work on Friday or Saturday.

(5) Where during the regular working periods,<sup>1</sup>

- (a) there is in the opinion of the advisory committee a labour shortage in the industry; or
- (b) in the employer's establishment,
  - (i) all machines are in use, and
  - (ii) there are no facilities or spaces available for additional machines or for additional employees,

the advisory committee may, subject to subsection 4, issue a permit for overtime work.

##### CLASSIFICATION OF EMPLOYEES

9. The following classification of employees in the industry is established:

i. Class A, composed of skilled cutters, being persons who,

- (a) lay up materials;
- (b) grade sizes or make markers on materials; and
- (c) cut the material with knife, shears or electric cutting-machine.

Class B, composed of pressers, being persons who press any garment after it is sewed by the operator.

ii. Class C, composed of,

- (a) under-pressers, being persons who,
  - (i) press seams, and
  - (ii) do other incidental piece pressing necessary to make the pieces ready for the operator or finisher; and
- (b) semi-skilled cutters, being persons who perform the operations of a skilled cutter on a garment but who do not,
  - (i) grade sizes, or
  - (ii) make markers,

on paper or on materials other than on trimmings.

## iii. Class D, composed of,

- (a) operators, being persons who perform the sewing-machine operations necessary to make a complete garment; and
- (b) section-operators, being persons who perform sewing-machine operations only on one or some of the component parts of a garment.

## iv. Class E, composed of,

- (a) drape-hands, being persons who,
  - (i) drape or adorn any garment for the finisher, and
  - (ii) mark the position of belts, buttons and trimmings, to be sewed on by the finisher; and
- (b) garment examiners, being persons who,
  - (i) examine the fit and hang of finished garments for faults in workmanship and style, or
  - (ii) perform the work of a drape-hand.

## v. Class F, composed of,

- (a) finishers, being persons who by hand,
  - (i) sew snaps, buttons, ties, belts, loops, hooks and trimmings, on garments,
  - (ii) fell bottoms, and
  - (iii) perform any other hand-sewing operations necessary to complete a garment; and
- (b) special-machine operators, being persons who operate a special machine used in the manufacture of garments for,
  - (i) basting,
  - (ii) felling,
  - (iii) button-hole making,
  - (iv) sergeing,
  - (v) shirring, or
  - (vi) tucking.

## vi. Class G, composed of general hands, being persons who,

- (a) clean finished garments;
- (b) clean off loose thread-ends; and
- (c) clip thread-ends.

## MINIMUM RATES OF WAGES

10. The minimum rate of wages for all work performed in the industry during the regular working periods by employees classified in section 9 is the hourly rate set opposite the respective classes as follows:

- i. Class A, \$1.35.
- ii. Class B, \$1.30.
- iii. Class C, \$1.10.
- iv. Class D, \$1.
- v. Class E, 90 cents.
- vi. Class F, 80 cents.
- vii. Class G, 60 cents.

## RATES OF WAGES FOR OVERTIME WORK

11. The rate of wages for overtime work performed in the industry by employees classified under section 9 is the hourly rate set opposite the respective classes as follows:

- i. Class A, \$2.02½.
- ii. Class B, \$1.95.
- iii. Class C, \$1.65.
- iv. Class D, \$1.50.
- v. Class E, \$1.35.
- vi. Class F, \$1.20.
- vii. Class G, 90 cents.

## ASSESSMENT

## 12. Subject to the approval of the Board,

- (a) each employer in the industry is assessed one-half of 1 per cent of his pay-roll; and
- (b) each employee in the industry is assessed one-half of 1 per cent of his wages,

to provide revenue for the enforcement of this Schedule.

## ADVISORY COMMITTEE

13. The advisory committee is authorized to fix a minimum rate of wages lower than the rates fixed by this Schedule for a person,

- (a) who performs work included in more than one class of employees;
- (b) whose work is only partly subject to this Schedule; or
- (c) who is handicapped.

14. Subject to the approval of the Board, the advisory committee is authorized,

- (a) generally to administer and enforce this Schedule; and
- (b) to collect the assessments under section 12 and, out of the revenue collected, to engage inspectors and other personnel and to make such expenditures as are necessary for the administration and enforcement of this Schedule. O. Reg. 33/58, Sched.



## Regulation 350

### under The Industrial Standards Act

#### SCHEDULE—LATHING INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the lathing industry. O. Reg. 192/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m., with one-half of an hour each day for noon recess.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is,

- (a) from and including the 1st day of May, 1960, to and including the 30th day of April, 1961, \$2.55 an hour; and
- (b) on and after the 1st day of May, 1961, \$2.65 an hour.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, an employee shall be deemed to be employed during a regular working day for the purposes of this Schedule if,

- (a) the shifts of not more than eight hours each are operated between 1 a.m. on Monday and 8 a.m. on the following Saturday; and
- (b) no employee, other than a foreman, works on more than one shift, in a period of twenty-four hours.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift shall be entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) for overtime work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 5 p.m. and 10 p.m.,
  - (i) from and including the 1st day of May, 1960, to and including the 30th day of April, 1961, \$3.82½ an hour, and
  - (ii) on and after the 1st day of May, 1961, \$3.97½ an hour; and
- (b) for all other overtime work,
  - (i) from and including the 1st day of May, 1960, to and including the 30th day of April, 1961, \$5.10 an hour, and
  - (ii) on and after the 1st day of May, 1961, \$5.30 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 192/59, Sched.

## Regulation 351

### under The Industrial Standards Act

#### SCHEDULE—MEN'S AND BOYS' CLOTHING INDUSTRY

(ONTARIO)

1. The Schedule is in force during pleasure within the Ontario zone and is binding upon the employers and employees in the men's and boys' clothing industry. C.R.O. 1950, Reg. 212, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

##### 1. In this Schedule,

- (a) "boys' longs" means pants of not more than thirty-two inch waist measurement manufactured for wear by youths or boys;
- (b) "odd pants" means pants that are,
  - (i) produced and cut only in quantities,
  - (ii) manufactured only to standard trade measurements and sizes and not to individual sizes, measurements or specifications, and
  - (iii) manufactured for sale only as individual units in retail stores and not with the intention of being matched or sold with any coat or vest of the same or similar cloth.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

(2) In establishments where the employees are regularly given more than one hour for noon recess, the regular working day may commence any time between 7.30 a.m. and 8 a.m.

##### OVERTIME WORK

3.—(1) Work performed in the industry,

- (a) at any time other than during the regular working periods; or
- (b) on New Year's Day, Good Friday, Victoria Day, Dominion Day, Civic Holiday, Labour Day, Thanksgiving Day and Christmas Day,

is overtime work.

(2) Under clause *b* of subsection 1 "Civic Holiday" means a holiday only for that part of the zone where it is so declared under a by-law of a municipality.

##### CLASSIFICATION OF EMPLOYERS

4.—(1) The following classification of employees in the industry other than employees working on odd pants is established:

i. Class A, composed of cutters or markers, being persons who do one or more of the following operations,

- (a) assemble patterns on cloth or make the lay;
- (b) mark with chalk or wax around the pattern on the top layer of cloth lays;
- (c) make necessary alterations from a block pattern to special measurements required for stock or made-to-measure clothes; and
- (d) cut the cloth or lay with electric machine,

and lay up the cloth to the number of layers required or cut it with shears.

ii. Class B, composed of,

- (a) head operators on coats, being persons who,
  - (i) sew in sleeves of coat, or
  - (ii) sew around the shape of collar or lapel on coat,

not having been previously basted; and

(b) first operators on vests, being persons who do one or more of the following operations,

- (i) tape edges,
- (ii) sew around arm-holes on a plain or edge-cutting machine,
- (iii) make pockets,
- (iv) sew on welts or patches, and
- (v) make piped pockets.

iii. Class C, composed of trimmers, being persons who,

- (a) assemble patterns on trimming materials or make lays; or
- (b) (i) mark,
- (ii) pile up to the number of layers required, or
- (iii) cut with shears or knife,

body-linings for coats or vests, or sleeve-linings.

iv. Class D, composed of,

- (a) pocket-makers on coats, being persons who make a coat pocket or any part

thereof but do not perform any of the operations defined in clause *a* under Class T;

- (b) edge-tapers, being persons who,
  - (i) tape fronts, or
  - (ii) sew up bottoms, of coats;
- (c) pocket-makers on pants, being persons who,
  - (i) operate a special machine that cuts hip-pocket and sews it to cloth,
  - (ii) turn in and sew bottom facing on hip-pocket,
  - (iii) turn up underneath facings and sew top jetting on hip-pocket,
  - (iv) sew side-pocket on pants by machine,
  - (v) make and sew in watch-pockets,
  - (vi) tack side-pockets to position, or
  - (vii) perform any other operations necessary to pocket-making on pants;
- (d) seamers on pants, being persons who join the parts of a pair of pants by special or plain sewing-machine; and
- (e) second operators on vests, being persons who do one or more of the following operations,
  - (i) stitch edges,
  - (ii) baste edges,
  - (iii) tack pockets,
  - (iv) join side-seams and shoulders,
  - (v) sew up vests, and
  - (vi) sew pocket-lining to welts or patches.

v. Class E, composed of,

- (a) finish-pressers, being persons who do finish-pressing on a finished coat or any section thereof other than the edges, by hand or steam-machine;
- (b) fitters on coats, being persons who fit or prepare parts and trimmings of coats;
- (c) leg-pressers and bottom-pressers on pants, being persons who do one or more of the following operations,
  - (i) fold the legs, centre seam to centre seam,
  - (ii) press the legs, centre seam to centre seam, and
  - (iii) press the bottoms; and
- (d) finish-pressers on vests, being persons who do finish-pressing on vests by hand or steam-machine.

vi. Class F, composed of,

- (a) shapers, being persons who do one or both of the following operations,
  - (i) mark, and
  - (ii) trim, around shape of collar, lapels or fronts or bottom or edge of coat;
- (d) under-basters, being persons who,
  - (i) baste facing and collar to coat, or
  - (ii) trim bottom of lining;
- (c) top-collar basters, being persons who do one or more of the following operations,
  - (i) baste the top collar on a complete open coat that includes the gorget or on a semi-open coat where the gorget is sewn by machine,
  - (ii) baste the top collar to the under-collar before it is set on the coat,
  - (iii) baste around the leaf of the top collar between the canvas and the under-collar ready for felling, and
  - (iv) tack corners between the shape and the collar;
- (d) edge basters by hand, being persons who, by hand, do on coats one or more of the following operations,
  - (i) trim around edges,
  - (ii) turn out coat,
  - (iii) baste edge of collar, lapels or fronts,
  - (iv) tack corners, and
  - (v) tack collars or inside collar-seams; and
- (e) top stitchers on pants, being persons who stitch waistband to top of pants.

vii. Class G, composed of,

- (a) lining-makers, being persons who do one or more of the following operations,
  - (i) sew lining to facing,
  - (ii) sew lining seams,
  - (iii) make pockets in linings,
  - (iv) sew in top collar, and
  - (v) join shoulder-seams;
- (b) edge-stitchers, being persons who stitch edges of coat;
- (c) joiners and pocket-tackers, being persons who do one or more of the following operations,
  - (i) join side seams,

- (ii) make backs,
- (iii) sew centre and side seams,
- (iv) make vents,
- (v) tape arm-holes and gorget,
- (vi) make belts,
- (vii) sew on under-collars,
- (viii) raise seams, and
- (xi) tack pockets;
- (d) shoulder-joiners, being persons who join the shoulders of a coat;
- (e) gorget-sewers, being persons who sew top collar to facing of a coat;
- (f) examining brushers, being persons who do on coats one or more of the following operations,
  - (i) brush coat after pressing,
  - (ii) make minor repairs, and
  - (iii) mark coats for buttons and button-holes;
- (g) dart-sewers, being persons who sew up darts on front of garments;
- (h) lining-makers on pants, being persons who sew lining to pants;
- (i) waistband-operators on pants, being persons who do one or more of the following operations,
  - (i) sew on waistbands,
  - (ii) put in loops, and
  - (iii) put in tunnels;
- (j) top-pressers on pants, being persons who complete the outside pressing of the tops of pants; and
- (k) fitters on vests, being persons who fit and prepare parts of trinnings for vests.

viii. Class H, composed of seam-pressers or under-pressers on vests, being persons who do any seam-pressing or under-pressing on a vest.

ix. Class I, composed of alteration tailors, being persons who make alterations of any kind on coats, vests or pants, other than persons in a retail store who make alterations on completely manufactured coats, vests or pants sold at retail in a store.

x. Class J, composed of choppers, being assistant-cutters and being persons who,

- (a) pile up material to the number of layers required according to the lay marked by the cutter; or
- (b) cut with shears,
  - (i) a single lay, or
  - (ii) as many layers as can be cut at one time,

but do not perform any of the operations defined in clauses *a*, *b*, *c* or *d* under Class A.

xi. Class K, composed of,

- (a) edge-pressers, being persons who press edges or bottoms of coats by hand or steam-machine; and
- (b) seam-pressers or under-pressers on coats, being persons who do any seam-pressing or under-pressing on a coat.

xii. Class L, composed of,

- (a) lining-basters, being persons who do one or more of the following operations,
  - (i) baste facing down to coat,
  - (ii) baste around bottom and pleat of linings,
  - (iii) baste lining around arm-holes, and
  - (iv) trim around arm-holes;
- (b) facing-basters by hand, being persons who, by hand, baste facing on the inside of a coat;
- (c) collar-setters, being persons who do one or more of the following operations,
  - (i) mark necks,
  - (ii) baste under-collar,
  - (iii) tack gorget,
  - (vi) baste neck to the top collar, and
  - (v) tack corner;
- (d) shoulder-basters and under-collar-basters, being persons who do one or more of the following operations,
  - (i) baste shoulder-lining ready for felling,
  - (ii) mark necks, and
  - (iii) baste in under-collar by hand;
- (e) edge-basters by machine, being persons who do one or more of the following operations,
  - (i) trim around edges,
  - (ii) turn out coat, and
  - (iii) baste edge of collar, lapels or fronts;
- (f) pocket-makers and outside seamers on boys' longs, shorts and bloomers, being persons who,
  - (i) sew on the side-pocket to the front of boys' longs, shorts or bloomers,
  - (ii) close down the side seam of the front part to the back part with a corded or plain seam,
  - (iii) make the hip-pockets,
  - (iv) operate a special machine that cuts hip-pocket and sews it to cloth,



- (v) turn in and sew bottom facing on hip-pocket,
  - (vi) turn up underneath facings and sew top jetting on hip-pocket,
  - (vii) sew side-pocket on boys' longs, shorts or bloomers by machine,
  - (viii) make and sew in watch-pockets,
  - (ix) tack side-pockets to position, or
  - (x) perform any other operations necessary to pocket-making on boys' longs, shorts or bloomers; and
  - (g) lining-sewers and stitchers on boys' longs, shorts and bloomers, being persons who sew on and stitch the lining on boys' longs, shorts or bloomers.
- xiii. Class M, composed of try-on basters, being persons who baste up a garment for fitting.
- xiv. Class N, composed of seam-pressers on pants, being persons who press seams on pants.
- xv. Class O, composed of finish-pressers on boys' longs, shorts and bloomers, being persons who do finish-pressing on boys' longs, shorts or bloomers.
- xvi. Class P, composed of assistant trimmers, being persons who,
- (a) lay up; or
  - (b) cut by shear or knife only,
- canvases, pocketings, wigans or stays but do not perform any of the operations defined in Class C.
- xvii. Class Q, composed of,
- (a) sleeve-makers, being persons who do one or both the following operations,
    - (i) join sleeves and sleeve-linings, and
    - (ii) make vents, cuffs or straps;
  - (b) button-hole makers by machine, being persons who make button-holes by machine;
  - (c) special-machine operators, being persons who, by machine, do one or more of the following operations,
    - (i) fell tape,
    - (ii) fell under-collar,
    - (iii) put on bridle,
    - (iv) fell lining, and
    - (v) tack facing;
  - (d) lapel-padders and collar-padders, being persons who pad the collar or lapels by machine or by hand;
  - (e) arm-hole sergers, being persons who do one or more of the following operations,
    - (i) baste in part of shoulder or sleeve pads,
    - (ii) serge arm-holes, and
    - (iii) baste in shoulder lining;
  - (f) fitters on pants, being persons who fit or prepare parts of trimmings for pants;
  - (g) trimming-makers on pants, being persons who do one or more of the following operations,
    - (i) sew on fly-linings,
    - (ii) prepare and sew on facings of pockets, and
    - (iii) sew and stitch around pocket-linings;
  - (h) lining-makers and back-makers on vests, being persons who make linings or backs of vests;
  - (i) third operators on vests, being persons who,
    - (i) close pockets, or
    - (ii) join neck-pieces,
 of vests; and
  - (j) basters on vests, being persons who, by hand or by machine, pin or baste facings, including the lining and canvas, on the edge of the vest ready for the tape-sewer.
- xviii. Class R, composed of,
- (a) separators of coats, being persons who,
    - (i) separate parts of coats,
    - (ii) assemble parts of coats ready for machine, and
    - (iii) except to cut threads, do not use scissors; and
  - (b) separators of vests, being persons who,
    - (i) separate parts of vests, and
    - (ii) assemble parts of vests ready for machine, and
    - (iii) except to cut threads, do not use scissors.
- xix. Class S, composed of,
- (a) canvas-makers by hand, being persons who make canvas by hand; and
  - (b) separators of pants, being persons who,
    - (i) separate parts of pants,
    - (ii) assemble parts of pants ready for machine, and
    - (iii) except to cut thread, do not use scissors.
- xx. Class T, composed of,
- (a) ticket-pocket makers, being persons who,
    - (i) sew facing in pocket-linings, or
    - (ii) make inside ticket-pockets;

- (b) canvas-basters by hand, being persons who, by hand,
    - (i) baste canvas, or
    - (ii) tack pockets;
  - (c) canvas-basters by machine, being persons who, by machine,
    - (i) baste canvas, or
    - (ii) tack pockets;
  - (d) facing-tackers and bottom-tackers, being persons who tack inside of facing or bottom of coat;
  - (e) facing-basters by machine, being persons who baste facing on the inside of a coat by machine;
  - (f) finishers on coats, being persons who do any felling on a coat;
  - (g) finishers on pants and vests, being persons who,
    - (i) do any felling necessary on pants or vests, or
    - (ii) sew buttons on pants by hand;
  - (h) button-hole makers by hand, being persons who make button-holes on a coat or vest by hand;
  - (i) special-machine operators on pants, being persons who, by machine, do one or both of,
    - (i) serging side-seams, pockets or cuffs, and
    - (ii) sewing on buttons;
  - (j) button-sewers, being persons who sew buttons on coats or vests by machine or by hand;
  - (k) button-hole tackers, being persons who tack button-holes by machine;
  - (l) canvas-makers by machine, being persons who make canvas by machine;
  - (m) cleaners and basting pullers, being persons who,
    - (i) clean black and white ends,
    - (ii) brush off coat, or
    - (iii) pull bastings from coat;
  - (n) bushelers on pants, being persons who,
    - (i) clean off thread ends, and
    - (ii) brush; and
  - (o) general helpers, being persons who do one or more of,
    - (i) pairing in linings,
    - (ii) marking vests and pants for buttons and button-holes,
    - (iii) trimming around canvas,
    - (iv) trimming around neck,
    - (v) turning over vest ready for the tape-sewer, and
    - (vi) cleaning off thread ends.
- xxi. Class U, composed of,
- (a) binders, being persons who bind seams on a coat by machine;
  - (b) bottom-trimmers on pants, being persons who do one or more of the following operations,
    - (i) measure length of pants,
    - (ii) mark for cuffs, and
    - (iii) trim bottoms;
  - (c) pocket-piecers on vests, being persons who sew silesia to pocket; and
  - (d) thread-markers, being persons who do one or both of the following operations,
    - (i) thread-mark for buttons, pockets, darts or outlets, and
    - (ii) attach tickets.
- (2) The following classification of employees in the industry working on odd pants is established:
- i. Class A, composed of cutters or markers, being persons who do one or more of the following operations:
    - (a) assemble patterns on cloth or make the lay;
    - (b) mark with chalk or wax around the pattern on the top layer of cloth lays; and
    - (c) make necessary alterations from a block pattern to special measurements required for stock or made-to-measure clothes,

and lay up the cloth to the number of layers required, or cut it with shears or knife.
  - ii. Class B, composed of,
    - (a) trimmers or lining-markers, being persons who assemble patterns on or mark linings;
    - (b) pocket-makers, being persons who,
      - (i) turn in and sew bottom facings on hip-pocket,
      - (ii) turn up underneath facings and sew top jetting on hip-pocket,
      - (iii) sew side-pockets on pants by machine,
      - (iv) make and sew in watch-pockets,
      - (v) tack side-pockets to position, or
      - (vi) perform any other operations necessary to pocket-making on odd pants;
    - (c) inside and crotch-seamers, being persons who,
      - (i) join the back and inside seams, or
      - (ii) join the two fronts at crotch; and

(d) outside seamers, being persons who join the outside seams by,

- (i) special sewing-machine, or
- (ii) plain sewing-machine.

iii. Class C, composed of,

(a) leg-pressers, being persons who,

- (i) fold the legs, centre seam to centre seam, and
- (ii) press the legs, centre seam to centre seam, by hand-iron or by steam-machine; and

(b) lining-stitchers or top-stitchers, being persons who,

- (i) stitch the bottom part of the lining to the waistband, or
- (ii) stitch over the white or right fly.

iv. Class D, composed of,

(a) top-pressers, being persons who complete on a,

- (i) jumping-machine, or
- (ii) steam-machine,

the outside pressing of the tops of pants;

(b) lining-sewers, being persons who,

- (i) sew the waistband lining to the top of the waistband, or
- (ii) sew on a white or right fly-lining to the front of the pants; and

(c) hip-pocket cutters, being persons who operate a special machine for cutting and sewing hip-pockets to cloth.

v. Class E, composed of choppers, being persons who, where the lays of cloth or lining have been marked by the cutter marker or trimmer,

(a) cut,

- (i) a single lay, or
- (ii) as many lays as required,

by electric machine or hand shears; or

(b) also pile up material to the lay required,

but do not perform any of the operations defined in clauses a, b and c under Class A and clause a under Class B.

vi. Class F, composed of,

(a) pocket-makers on boys' longs, shorts and bloomers, being persons who,

- (i) operate a special machine for cutting and sewing hip-pocket to cloth,
- (ii) turn in and sew bottom facing on hip-pocket,
- (iii) turn up underneath facings and sew top jetting on hip-pocket,
- (iv) sew side-pocket on pants by machine,

(v) make and sew in watch-pockets,

(vi) tack side-pockets to position, or

(vii) perform any other operations necessary to pocket-making on boys' longs, shorts and bloomers;

(b) lining-sewers and stitchers on boys' longs, shorts and bloomers, being persons who sew on or stitch the lining; and

(c) finish-pressers on boys' longs, shorts and bloomers, being persons who do finish-pressing on boys' longs, shorts or bloomers.

vii. Class G, composed of,

(a) layers-up, being persons who,

- (i) lay up the cloth to the number of lays required for the chopper but do not assemble patterns on cloth, mark the cloth or cut or shear the cloth other than at the end of the required lays to sever the cloth, or make any alterations to patterns, or

(ii) also cut linings for pant-pocketing, fly-linings, pocket-stays or waistbands; and

(b) fly-sewers, being persons who sew cloth left fly on pants.

viii. Class H, composed of,

(a) fitters, being persons who fit or assemble all pocket-facings or other fittings on odd pants;

(b) seam-pressers, being persons who press any seams of pants;

(c) facing-operators, being persons who sew pocket-facings on all pockets of pants;

(d) curtain-makers, being persons who make waistband linings;

(e) button-hole makers, being persons who make button-holes on button-hole machines; and

(f) seamers on boys' longs, shorts and bloomers, being persons who,

- (i) close the inside seams, or

(ii) close down the side seams of the front to the back part of the pants with a corded or plain seam.

ix. Class I, composed of,

(a) assistant trimmers, being persons who cut,

- (i) linings for pant-pocketing,

(ii) fly-lining,

(iii) pocket-stays, or

(iv) waistband;

(b) cuff-pressers, being persons who press cuffs only; and

(c) waistband-operators, being persons who, on pants,

(i) sew waistbands, and

(ii) put belt-loops.

x. Class J, composed of,

(a) pocket-sergers, being persons who operate a special machine that serges and trims pockets on pants;

(b) bar-tackers, being persons who operate a special or plain machine that bar-tacks corner-seams on pockets or other corner-seams;

(c) fly-makers, being persons who make the black or left fly;

(d) button-sewers, being persons who sew on buttons by machine or by hand;

(e) loop-makers, being persons who make belt-loops by machine;

(f) button-hole tackers, being persons who tack all button-holes on a special tacking-machine;

(g) cuff-machine operators, being persons who make cuffs on pants by special or plain sewing-machine;

(h) ticket-sewers, being persons who sew tickets on pants by machine or by hand;

(i) examiners, being persons who examine the pants or make minor repairs necessary before the pants are sent to the stock-room; and

(j) cleaners, being persons who clean thread-ends off pants.

xi. Class K, composed of pant-crease felling-machine operators, being persons who operate a blind stitching-machine that fells the front crease of the pants.

#### MINIMUM RATES OF WAGES

5.—(1) The minimum rate of wages for all work performed in the industry during the regular working periods by employees classified in subsection 1 of section 4 is,

(a) in the counties of Halton, Ontario, Peel, Wentworth and York, the hourly rate set opposite the respective classes as follows:

i. Class A, \$1.43.

ii. Class B, \$1.37.

iii. Class C, \$1.35½.

iv. Class D, \$1.29.

v. Class E, \$1.26.

vi. Class F, \$1.21½.

vii. Class G, \$1.12½.

viii. Class H, \$1.09½.

ix. Class I, \$1.08.

x. Class J, \$1.07.

xi. Class K, \$1.04.

xii. Class L, \$1.01½.

xiii. Class M, \$1.00½.

xiv. Class N, 97 cents.

xv. Class O, 95 cents.

xvi. Class P, 91 cents.

xvii. Class Q, 88½ cents.

xviii. Class R, 87 cents.

xix. Class S, 84½ cents.

xx. Class T, 82 cents.

xxi. Class U, 78 cents; and

(b) in all other parts of Ontario, the hourly rate set opposite the respective classes as follows:

i. Class A, \$1.25.

ii. Class B, \$1.20.

iii. Class C, \$1.18½.

iv. Class D, \$1.13.

v. Class E, \$1.10.

vi. Class F, \$1.06½.

vii. Class G, 98½ cents.

viii. Class H, 96 cents.

ix. Class I, 94½ cents.

x. Class J, 93½ cents.

xi. Class K, 91 cents.

xii. Class L, 89 cents.

xiii. Class M, 88 cents.

xiv. Class N, 85 cents.

xv. Class O, 83 cents.

xvi. Class P, 79½ cents.

xvii. Class Q, 77½ cents.

xviii. Class R, 76 cents.

xix. Class S, 74 cents.

xx. Class T, 72 cents.

xxi. Class U, 68 cents.

(2) The minimum rate of wages for all work performed in the industry during the regular working periods by employees classified in subsection 2 of section 4 is,

(a) in the counties of Halton, Ontario, Peel, Wentworth and York, the hourly rate set opposite the respective classes as follows:

i. Class A, \$1.22.

ii. Class B, \$1.13½.

iii. Class C, \$1.07½.

iv. Class D, 97½ cents.

v. Class E, 91 cents.



- vi. Class F, 85½ cents.
- vii. Class G, 80½ cents.
- viii. Class H, 74½ cents.
- ix. Class I, 73½ cents.
- x. Class J, 68½ cents.
- xi. Class K, 67½ cents; and

(b) in all other parts of Ontario, the hourly rate set opposite the respective classes as follows:

- i. Class A, \$1.07.
- ii. Class B, 99½ cents.
- iii. Class C, 94 cents.
- iv. Class D, 85½ cents.
- v. Class E, 79½ cents.
- vi. Class F, 75 cents.
- vii. Class G, 70½ cents.
- viii. Class H, 65 cents.
- ix. Class I, 64½ cents.
- x. Class J, 60 cents.
- xi. Class K, 59 cents.

6. Notwithstanding section 5, the minimum rate of wages for all work on military uniforms manufactured for use by the armed services of any country performed in the industry during the regular working periods by the employees classified in section 4 is 2½ cents an hour less than the minimum rate of wages prescribed in section 5.

#### RATES OF WAGES FOR OVERTIME WORK

7.—(1) The rate of wages for overtime work performed by employees classified in subsection 1 of section 4 is,

(a) in the counties of Halton, Ontario, Peel, Wentworth and York, the hourly rate set opposite the respective classes as follows:

- i. Class A, \$2.14½.
- ii. Class B, \$2.05½.
- iii. Class C, \$2.03.
- iv. Class D, \$1.93½.
- v. Class E, \$1.89.
- vi. Class F, \$1.82.
- vii. Class G, \$1.69.
- viii. Class H, \$1.64.
- ix. Class I, \$1.62.
- x. Class J, \$1.60½.
- xi. Class K, \$1.56.
- xii. Class L, \$1.52.
- xiii. Class M, \$1.51.
- xiv. Class N, \$1.45½.

xv. Class O, \$1.42½.

xvi. Class P, \$1.36½.

xvii. Class Q, \$1.33.

xviii. Class R, \$1.30½.

xix. Class S, \$1.27.

xx. Class T, \$1.23.

xxi. Class U, \$1.17; and

(b) in all other parts of Ontario, the hourly rate set opposite the respective classes as follows:

i. Class A, \$1.87½.

ii. Class B, \$1.80.

iii. Class C, \$1.78.

iv. Class D, \$1.69½.

v. Class E, \$1.65.

vi. Class F, \$1.60.

vii. Class G, \$1.48.

viii. Class H, \$1.44.

ix. Class I, \$1.42.

x. Class J, \$1.40.

xi. Class K, \$1.36½.

xii. Class L, \$1.33½.

xiii. Class M, \$1.32.

xiv. Class N, \$1.27½.

xv. Class O, \$1.24½.

xvi. Class P, \$1.19.

xvii. Class Q, \$1.16.

xviii. Class R, \$1.14.

xix. Class S, \$1.11.

xx. Class T, \$1.08.

xxi. Class U, \$1.02.

(2) The rate of wages for overtime work performed by employees classified in subsection 2 of section 4 is,

(a) in the counties of Halton, Ontario, Peel, Wentworth and York, the hourly rate set opposite the respective classes as follows:

i. Class A, \$1.83.

ii. Class B, \$1.70.

iii. Class C, \$1.61.

iv. Class D, \$1.46.

v. Class E, \$1.36½.

vi. Class F, \$1.28.

vii. Class G, \$1.21.

viii. Class H, \$1.12.

ix. Class I, \$1.10.

- x. Class J, \$1.03.
  - xi. Class K, \$1.01; and
- (b) in all other parts of Ontario, the hourly rate set opposite the respective classes as follows:
- i. Class A, \$1.60½.
  - ii. Class B, \$1.49.
  - iii. Class C, \$1.41.
  - iv. Class D, \$1.28.
  - v. Class E, \$1.19.
  - vi. Class F, \$1.12½.
  - vii. Class G, \$1.06.
  - viii. Class H, 97½ cents.
  - ix. Class I, 97 cents.
  - x. Class J, 90 cents.
  - xi. Class K, 88½ cents.

8. Notwithstanding section 7, the rate of wages for all work on military uniforms manufactured for use by the armed services of any country performed in the industry during overtime work by the employees classified in section 4 is 2½ cents an hour less than the rate of wages prescribed in section 7.

## ASSESSMENT

9. Subject to the approval of the Board each,
- (a) employer in the industry is assessed one-half of 1 per cent of his pay-roll; and
  - (b) employee in the industry is assessed one-half of 1 per cent of his wages,
- to provide revenue for the enforcement of this Schedule.

## ADVISORY COMMITTEE

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person,

- (a) who performs work included in more than one class of employees;
- (b) whose work is only partly subject to this Schedule; or
- (c) who is handicapped.

11. Subject to the approval of the Board, the advisory committee is authorized,

- (a) generally to administer and enforce this Schedule; and
- (b) to collect the assessments under section 9 and, out of the revenue collected, to engage inspectors and other personnel and to make such expenditures as are necessary for the administration and enforcement of this Schedule. C.R.O. 1950, Reg. 212, Sched.; O. Reg. 125/55, ss. 2, 3; O. Reg. 158/57, ss. 2-6.

## Regulation 352

under The Industrial Standards Act

### SCHEDULE—MEN'S AND BOYS' HAT AND CAP INDUSTRY

(ONTARIO)

1. The Schedule is in force during pleasure within the Ontario zone and is binding upon the employers and employees in the men's and boys' hat and cap industry. O. Reg. 104/54, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Good Friday;
- (c) Labour Day; and
- (d) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work to be performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work to be performed on Monday, Tuesday, Wednesday, Thursday and Friday between,

(i) 8 a.m. and 5 p.m., or

(ii) 8.30 a.m. and 5.30 p.m.,

with one hour for noon recess.

3.—(1) The employer shall elect the hours of the day under clause *b* of section 2, during which work is to be performed by his employees.

(2) The employer shall,

- (a) post in a conspicuous place where his employees are engaged in their duties; and
- (b) file with the advisory committee,

a notice setting out the hours of the day during which work is to be performed by his employees.

(3) Thereafter the employer shall give thirty days' notice in writing to his employees and to the advisory committee of a change in the hours of the day during which work is to be performed by his employees.

4.—(1) No person shall perform work in the industry on a holiday.

(2) Where an employee has been in the employ of an employer for longer than one month, the employee is entitled to wages for eight hours of work at the minimum rate of wages under section 9 for a holiday.

##### OVERTIME WORK

5. Work performed in the industry at any time other than during the regular working periods is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee, except that one hour of overtime work may be performed immediately following the working period on Monday, Tuesday, Wednesday and Thursday.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### CLASSIFICATION OF EMPLOYEES

8. The following classification of employees in the industry is established:

i. Class A, composed of cutters, being persons who,

- (a) lay up material to the number of layers required;
- (b) assemble patterns on materials;
- (c) mark with chalk or wax around the pattern on the top layer of material; and
- (d) cut the material with knife, shears or electric cutting-machine.

ii. Class B, composed of operators, being persons who, by machine,

- (a) sew together segments of material to form covers, peaks or visors;
- (b) sew in,
- (i) size bands cut from canvas, or
- (ii) linings, sweat-bands or protectors,

to hats, caps or headgear; or

(c) sew peaks or visors to covers.

iii. Class C, composed of blockers, being persons who,

- (a) shape or shrink head-gear to style or size on wooden-block forms; or
- (b) press or block head-gear in a hydraulic press.

iv. Class D, composed of lining-makers, being persons who, by machine, sew together pieces of material to form linings.

v. Class E, composed of hand-finishers, being persons who,

- (a) tack in sweat-bands or linings; or
- (b) sew on buttons, hooks, insignia or ornaments, by hand.

vi. Class F, composed of general hands, being persons who,

- (a) press seams; or
- (b) attach fasteners.

#### MINIMUM RATES OF WAGES

9. The minimum rate of wages for all work performed in the industry during the regular working periods by employees classified under section 8 is the hourly rate set opposite the respective classes as follows:

- i. Class A, \$1.01.
- ii. Class B, 94 cents.
- iii. Class C, 74½ cents.
- iv. Class D, 64 cents.
- v. Class E, 55 cents.
- vi. Class F, 48½ cents.

#### RATES OF WAGES FOR OVERTIME WORK

10. The rate of wages for overtime work performed in the industry by employees classified under section 8 is the hourly rate set opposite the respective classes as follows:

- i. Class A, \$1.26.
- ii. Class B, \$1.17.
- iii. Class C, 94 cents.
- iv. Class D, 80 cents.

v. Class E, 68¾ cents.

vi. Class F, 60¾ cents.

#### ASSESSMENT

11. Subject to the approval of the Board,

- (a) each employer in the industry is assessed one-half of 1 per cent of his pay-roll; and
- (b) each employee in the industry is assessed one-half of 1 per cent of his wages,

to provide revenue for the enforcement of this Schedule.

#### ADVISORY COMMITTEE

12. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person,

- (a) who performs work included in more than one class of employees;
- (b) whose work is only partly subject to this Schedule; or
- (c) who is handicapped.

13. Subject to the approval of the Board, the advisory committee is authorized,

- (a) generally to administer and enforce this Schedule; and
- (b) to collect the assessments under section 11 and, out of the revenue collected, to engage inspectors and other personnel and to make such expenditures as are necessary for the administration and enforcement of this Schedule. O. Reg. 104/54, Sched.



## Regulation 353

### under The Industrial Standards Act

#### SCHEDULE—MILLINERY INDUSTRY

##### (ONTARIO)

1. The Schedule is in force during pleasure within the Ontario zone and is binding upon the employers and employees in the millinery industry. O. Reg. 172/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) New Year's Day;
- (b) Labour Day; and
- (c) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than,
  - (i) forty hours of work in the counties of Halton, Ontario, Peel, Wentworth and York, and
  - (ii) forty-five hours of work in all other parts of Ontario,

to be performed during the regular working days; and

- (b) a regular working day consisting of not more than,
  - (i) eight hours of work in the counties of Halton, Ontario, Peel, Wentworth and York between 8 a.m. and 5 p.m. or 8.30 a.m. and 5.30 p.m., with one hour for noon recess, and
  - (ii) nine hours of work in all other parts of Ontario between 7 a.m. and 5 p.m. with one hour for noon recess,

to be performed on Monday, Tuesday, Wednesday, Thursday and Friday.

3.—(1) An employer in the counties of Halton, Ontario, Peel, Wentworth or York shall elect the hours of the day under subclause i of clause b of section 2 during which work is to be performed by his employees.

(2) The employer shall,

- (a) post in a conspicuous place where his employees are engaged in their duties; and
- (b) file with the advisory committee,

a notice setting out the hours of the day during which work is to be performed by his employees.

(3) Thereafter the employer shall give thirty days' notice in writing to his employees and to the advisory committee of a change in the hours of the day during which work is to be performed by his employees.

4. No person shall perform work in the industry on a holiday.

5. Where an employee has been in the employ of an employer longer than one month, the employee is entitled to wages for eight hours of work at the minimum rate of wages under section 9,

(a) for,

- (i) New Year's Day,
- (ii) Labour Day, and
- (iii) Christmas Day; and

(b) if the employer does not require the employee to work, for

- (i) Good Friday,
- (ii) Victoria Day, and
- (iii) Thanksgiving Day.

##### OVERTIME WORK

6.—(1) Work performed in the industry,

- (a) at any time other than during the regular working periods; or
- (b) on Good Friday, Victoria Day and Thanksgiving Day,

is overtime work.

(2) Overtime work of not more than ten hours may be performed between Monday and noon on Saturday of the same week during,

- (a) the two-hour period immediately following a regular working day; and
- (b) the four-hour period between 8 a.m. and 12 noon on Saturday.

(3) Overtime work under subsection 2 may be performed only during a six-week period established by the advisory committee between,

- (a) the 15th day of January and the 15th day of May, both inclusive; and
- (b) the 15th day of July and the 15th day of November, both inclusive.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

(3) An application by an employer for an overtime permit shall be made in writing to the advisory committee.

(4) Where the advisory committee has issued a permit authorizing overtime work to an employer, he shall post the permit during the period it is in force in a conspicuous place where his employees are engaged in their duties.

## CLASSIFICATION OF EMPLOYEES

8. The following classification of employees in the industry is established:

i. Class A, composed of hand-blockers, being persons who, by hand, shape or shrink head-gear to style or size on a wooden-block form.

ii. Class B, composed of blockers, being persons who,

(a) block and press head-gear in a hydraulic press or stamping-machine;

(b) by hand or machine,

(i) brush,

(ii) buff,

(iii) pounce, and

(iv) slick,

head-gear manufactured from felt;

(c) stiffen and size head-gear; and

(d) make saddles for hydraulic dies.

iii. Class C, composed of,

(a) cutters, being persons who,

(i) lay up material to the number of layers required,

(ii) assemble patterns on material,

(iii) mark with chalk or wax around the pattern on the top layer of material, and

(iv) cut the material with knife, shears or electric cutting-machine; and

(b) operators, being persons who,

(i) by machine, sew together segments of material including straw braid to form crowns or brims, sew crowns to brims, sew trimmings, sew in to head-gear size-bands, linings or sweat-bands or stitches brims, or

(ii) pulls brims.

iv. Class D, composed of drapers, being persons who,

(a) by hand, sew together segments of material to form head-gear;

(b) by steam-machine,

(i) shape, or

(ii) press,

head-gear of any material to size or style;

(c) drape or pin or cut material;

(d) make or sew on trimmings or ornaments; or

(e) sew in sweat-bands or linings.

v. Class E, composed of trimmers, being persons who, by hand,

(a) make,

(i) bands,

(ii) bows, and

(iii) any other trimmings and ornaments,

from materials used for trimming head-gear;

(b) sew on or attach trimmings or ornaments; and

(c) sew in sweat-bands and linings.

vi. Class F, composed of general hands, being persons who,

(a) sew on tickets or labels;

(b) cut ribbons and veiling;

(c) stamp ornaments;

(d) steam and press,

(i) ribbons,

(ii) felt pieces, and

(iii) veiling; and

(e) examine, clean and press finished hats.

## MINIMUM RATES OF WAGES

9. The minimum rate of wages for all work performed in the industry during the regular working periods by employees classified under section 8 is,

(a) in the counties of Halton, Ontario, Peel, Wentworth and York, the hourly rate set opposite the respective classes as follows:

i. Class A, \$1.82½.

ii. Class B, \$1.69½.

iii. Class C, \$1.66.

iv. Class D, \$1.16.

v. Class E, 96 cents.

vi. Class F, 85 cents; and

(b) in all other parts of Ontario, the hourly rate set opposite the respective classes as follows:

i. Class A, \$1.68.

ii. Class B, \$1.57½.

iii. Class C, \$1.50.

iv. Class D, \$1.11.

v. Class E, 91 cents.

vi. Class F, 65 cents.

## RATES OF WAGES FOR OVERTIME WORK

10. The rate of wages for overtime work performed in the industry by employees classified under section 8 is,

(a) for overtime work performed on Good Friday, Victoria Day or Thanksgiving Day in the

counties of Halton, Ontario, Peel, Wentworth and York, the hourly rate set opposite the respective classes as follows:

- i. Class A, \$3.65.
- ii. Class B, \$3.39.
- iii. Class C, \$3.32.
- iv. Class D, \$2.32.
- v. Class E, \$1.92.
- vi. Class F, \$1.70.

(b) for overtime work performed on Good Friday, Victoria Day or Thanksgiving Day in all other parts of Ontario, the hourly rate set opposite the respective classes as follows:

- i. Class A, \$3.36.
- ii. Class B, \$3.15.
- iii. Class C, \$3.
- iv. Class D, \$2.22.
- v. Class E, \$1.82.
- vi. Class F, \$1.30.

(c) for all other overtime work in the counties of Halton, Ontario, Peel, Wentworth and York, the hourly rate set opposite the respective classes as follows:

- i. Class A, \$2.73½.
- ii. Class B, \$2.54.
- iii. Class C, \$2.49.
- iv. Class D, \$1.74.
- v. Class E, \$1.44.
- vi. Class F, \$1.27½; and

(d) for all other overtime work in all other parts of Ontario, the hourly rate set opposite the respective classes as follows:

- i. Class A, \$2.52.
- ii. Class B, \$2.36.
- iii. Class C, \$2.25.
- iv. Class D, \$1.66½.
- v. Class E, \$1.36.
- vi. Class F, 97½ cents.

#### ASSESSMENT

11. Subject to the approval of the Board,

- (a) each employer in the industry is assessed one-half of 1 per cent of his pay-roll; and
- (b) each employee in the industry is assessed one-half of 1 per cent of his wages,

to provide revenue for the enforcement of this Schedule.

#### ADVISORY COMMITTEE

12. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person,

- (a) who performs work included in more than one class of employees;
- (b) whose work is only partly subject to this Schedule; or
- (c) who is handicapped.

13. Subject to the approval of the Board, the advisory committee is authorized,

- (a) generally to administer and enforce this Schedule; and
- (b) to collect the assessments under section 11 and, out of the revenue collected, to engage inspectors and other personnel and to make such expenditures as are necessary for the administration and enforcement of this Schedule. O. Reg. 44/51, Sched.; O. Reg. 126/57, s. 1; O. Reg. 172/59, ss. 1-3.

## Regulation 354

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(BRANTFORD)

1. The Schedule is in force during pleasure within the Brantford zone and is binding upon the employers and employees in the painting and decorating industry. O.<sub>2</sub> Reg. 171/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday after midday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Brantford Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 7.30 a.m. and 5 p.m., and
  - (ii) four hours of work performed on Saturday between 7.30 a.m. and mid-day.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where the work cannot be performed during a regular working day, it may be performed by night work.

(3) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work subject to subsection 3 of section 3 is,

- (a) to and including the 31st day of March, 1961,
  - (i) \$1.95 an hour for spray-painting, and
  - (ii) \$1.85 an hour for all other work; and
- (b) on and after the 1st day of April, 1961,
  - (i) \$2.10 an hour for spray-painting, and
  - (ii) \$2 an hour for all other work.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed on a holiday other than on Saturday between midday and 5 p.m.,
  - (i) to and including the 31st day of March, 1961, \$3.90 an hour for spray-painting and \$3.70 an hour for all other work, and
  - (ii) on and after the 1st day of April, 1961, \$4.20 an hour for spray-painting and \$4 an hour for all other work; and



(b) for overtime work performed on Saturday between midday and 5 p.m. and for all other overtime work,

(i) to and including the 31st day of March, 1961, \$2.92 an hour for spray-painting and \$2.77 an hour for all other work, and

(ii) on and after the 1st day of April, 1961, \$3.15 an hour for spray-painting and \$3 an hour for all other work.

RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 171/60, Sched. 1.

## Regulation 355

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(CORNWALL)

1. The Schedule is in force during pleasure within the Cornwall zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 218/54, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday after midday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m., and
  - (ii) four hours of work performed on Saturday between 8 a.m. and midday.

3. Where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) for work performed during the regular working periods,

(i) \$1.50 an hour for spray-painting, and

(ii) \$1.40 an hour for all other work; and

(b) for night work,

(i) \$1.60 an hour for spray-painting, and

(ii) \$1.50 an hour for all other work.

##### OVERTIME WORK

5. Work performed in the industry,

(a) at any time other than during the working periods prescribed in sections 2 and 3; or

(b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee, except that one hour of overtime work may be performed immediately following the working period of a regular working day.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

(a) in cases of extreme necessity, where life or property is jeopardized; or

(b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

(a) for the first four hours of overtime work performed between 8 a.m. on Monday and midday the following Saturday,

(i) \$2.25 an hour for spray-painting, and

(ii) \$2.10 an hour for all other work; and

(b) for all other overtime work,

(i) \$3 an hour for spray-painting, and

(ii) \$2.80 an hour for all other work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 218/54, Sched.

## Regulation 356

under The Industrial Standards Act

### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(HAMILTON)

1. The Schedule is in force during pleasure within the Hamilton zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 288/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Hamilton Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

3.—(1) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

(2) An employee working on night work is entitled, as a minimum, to wages for nine hours for work of eight hours.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is,

- (a) \$2.25 an hour for spray-painting and paper-hanging; and
- (b) \$2.15 an hour for all other work.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular work day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for the first eight hours of overtime work performed on a holiday and for overtime work performed other than on a holiday, \$4.50 an hour for spray-painting and paper-hanging, and \$4.30 an hour for all other work; and
- (b) for overtime work performed on a holiday other than the first eight hours of overtime work performed on the holiday, \$6.75 an hour for spray-painting and paper-hanging, and \$6.45 an hour for all other work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 288/57, Sched.

## Regulation 357

### under The Industrial Standards Act

#### SCHEDULE--PAINTING AND DECORATING INDUSTRY

(KINGSTON)

1. The Schedule is in force during pleasure within the Kingston zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 198/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day; and
- (f) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than seven hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

(3) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

4. No person shall perform work in the industry on Labour Day.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for work performed during a regular working day and for night work subject to subsection 3 of section 3 is,

- (a) \$2.10 an hour for spray-painting; and
- (b) \$2 an hour for all other work.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) for overtime work performed during the one-hour period immediately following the working period of a regular working day,
  - (i) \$3.15 an hour for spray-painting, and
  - (ii) \$3 an hour for all other work; and
- (b) for all other overtime work,
  - (i) \$4.20 an hour for spray-painting, and
  - (ii) \$4 an hour for all other work.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 198/60, Sched.



## Regulation 358

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(LONDON)

1. The Schedule is in force during pleasure within the London zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 273/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday,
  - (i) between the 1st day of October and the 30th day of April, both inclusive, and
  - (ii) after midday between the 1st day of May and the 30th day of September, both inclusive,
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) London Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than,
  - (i) forty hours of work between the 1st day of October and the 30th day of April, both inclusive, and
  - (ii) forty-four hours of work between the 1st day of May and the 30th day of September, both inclusive,

performed during the regular working days; and

- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

between the 1st day of October and the 30th day of April, both inclusive, and

- (ii) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m., and four hours of work performed on Saturday between 8 a.m. and midday, between the 1st day of May and the 30th day of September, both inclusive.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### MINIMUM RATES OF WAGES

3. The minimum rate of wages is,

- (a) for work performed during a regular working day, \$2.15 an hour for spray-painting and paper-hanging, and \$2.05 an hour for all other work; and
- (b) for night work, \$2.69 an hour for spray-painting and paper-hanging, and \$2.56 an hour for all other work.

##### OVERTIME WORK

4. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

5.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

6. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) for overtime work performed on a holiday, \$4.30 an hour for spray-painting and paper-hanging, and \$4.10 an hour for all other work; and
- (b) for all other overtime work, \$3.22½ an hour for spray-painting and paper-hanging, and \$3.07½ an hour for all other work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 273/58, Sched.

## Regulation 359

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

##### (NIAGARA FALLS)

1. The Schedule is in force during pleasure within the Niagara Falls zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 201/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than 42½ hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than 8½ hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than 8½ hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is,

- (a) to and including the 14th day of March, 1961,
  - (i) \$1.95 an hour for spray-painting and paper-hanging, and
  - (ii) \$1.90 an hour for all other work; and

(b) on and after the 15th day of March, 1961,

- (i) \$2.05 an hour for spray-painting and paper-hanging, and
- (ii) \$2 an hour for all other work.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed on a holiday other than on Saturday between 8 a.m. and midday,
  - (i) to and including the 14th day of March, 1961, \$3.90 an hour for spray-painting and paper-hanging, and \$3.80 an hour for all other work, and
  - (ii) on and after the 15th day of March, 1961, \$4.10 an hour for spray-painting and paper-hanging, and \$4 an hour for all other work; and
- (b) for overtime work performed on Saturday between 8 a.m. and midday and for all other overtime work,
  - (i) to and including the 14th day of March, 1961, \$2.93 an hour for spray-painting and paper-hanging, and \$2.85 an hour for all other work, and
  - (ii) on and after the 15th day of March, 1961, \$3.08 an hour for spray-painting and paper-hanging, and \$3 an hour for all other work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 201/60, Sched.

## Regulation 360

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(OSHAWA-WHITBY)

1. The Schedule is in force during pleasure within the Oshawa-Whitby zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 57/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Oshawa-Whitby Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-five hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 7 a.m. and 5 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

(3) An employee working on night work is entitled, as a minimum, to wages for nine hours for work of eight hours.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work subject to subsection 3 of section 3 is,

- (a) \$2 an hour for spray-painting and paper-hanging; and
- (b) \$1.90 an hour for all other work.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for the first three hours of overtime work performed on a day other than a holiday and for the first four hours of overtime work performed between 7 a.m. and noon on Saturday,
  - (i) \$3 an hour for spray-painting and paper-hanging, and
  - (ii) \$2.85 an hour for all other work; and
- (b) for all other overtime work,
  - (i) \$4 an hour for spray-painting and paper-hanging, and
  - (ii) \$3.80 an hour for all other work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 57/60, Sched.

## Regulation 361

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 134/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Labour Day; and
- (g) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) for work performed during a regular working day,

(i) \$2.05 an hour for spray-painting, and

(ii) \$1.85 an hour for all other work; and

(b) for night work,

(i) \$2.20 an hour for spray-painting, and

(ii) \$2 an hour for all other work.

##### OVERTIME WORK

5. Overtime work is work,

(a) that is not night work and is not performed during a regular working day; or

(b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

(a) in cases of extreme necessity, where life or property is jeopardized; or

(b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

(a) for the first four hours of overtime work performed between 5 p.m. and midnight on a day other than a holiday,

(i) \$3.07½ an hour for spray-painting, and

(ii) \$2.77½ an hour for all other work; and

(b) for all other overtime work,

(i) \$4.10 an hour for spray-painting, and

(ii) \$3.70 an hour for all other work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 134/59, Sched.



## Regulation 362

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(PETERBOROUGH)

1. The Schedule is in force during pleasure within the Peterborough zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 48/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Peterborough Civic Holiday,
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages is \$1.45 an hour,

- (a) for work performed during a regular working day; and
- (b) for night work.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee, except that one hour of overtime work may be performed immediately following the working period of a regular working day.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATE OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is \$2.18 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 48/57, Sched.

## Regulation 363

under The Industrial Standards Act

### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(PORT ARTHUR—FORT WILLIAM)

1. The Schedule is in force during pleasure within the Port Arthur—Fort William zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 12/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 7 a.m. and 6 p.m.

3.—(1) Night work is work,

- (a) that cannot be performed during a regular working day;
- (b) that is performed other than on a holiday, or on a job completed in a period of twenty hours; and
- (c) consisting of not more than eight hours in a period of twenty-four hours.

(2) Where an employee performs night work, the total of night work and overtime work performed by the employee shall not exceed twelve hours in a period of twenty-four hours.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) for work performed during a regular working day,
  - (i) \$1.90 an hour for spray-painting, and
  - (ii) \$1.70 an hour for all other work; and
- (b) for night work,
  - (i) \$2.10 an hour for spray-painting, and
  - (ii) \$1.90 an hour for all other work.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry on a holiday without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed immediately following the working period of a regular working day prescribed in sections 2 and 3 and on Saturday between 8 a.m. and midday,
  - (i) \$2.85 an hour for spray-painting, and
  - (ii) \$2.55 an hour for all other work; and
- (b) for all other overtime work,
  - (i) \$3.80 an hour for spray-painting, and
  - (ii) \$3.40 an hour for all other work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 12/57, Sched.

## Regulation 364

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(SAULT STE. MARIE)

1. The Schedule is in force during pleasure within the Sault Ste. Marie zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 83/53, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Victoria Day;
- (e) Dominion Day;
- (f) Labour Day;
- (g) Thanksgiving Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than,
  - (i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m., and
  - (ii) four hours of work performed on Saturday between 8 a.m. and midday.

3.—(1) Where the work cannot reasonably be performed during the hours prescribed in subclause i of clause b of section 2, it may be performed during any other hours.

(2) The work performed during those other hours is night work except when performed on a job completed in a period of twenty hours.

(3) In all cases governed by subsection 1,

- (a) an employee shall not work more than twelve hours in any period of twenty-four hours;

(b) where an employee works eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day; and

(c) work in excess of eight hours in any period of twenty-four hours is overtime work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages for the regular working periods prescribed in sections 2 and 3 is,

- (a) \$1.75 an hour for spray-painting; and
- (b) \$1.65 an hour for all other work.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 3; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed during the seven-hour period immediately following a regular working day prescribed in section 2 and the four-hour period immediately following a regular working day prescribed in section 3,
  - (i) \$2.62½ an hour for spray-painting, and
  - (ii) \$2.47½ an hour for all other work; and
- (b) for all other overtime work,
  - (i) \$3.50 an hour for spray-painting, and
  - (ii) \$3.30 an hour for all other work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 83/53, Sched.; O. Reg. 149/53, s. 1.

## Regulation 365

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(TORONTO)

1. The Schedule is in force during pleasure within the Toronto zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 165/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Toronto Civic Holiday;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

3.—(1) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during any other hours if an employee does not work more than seven hours, and this work is night work.

(2) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

4. No person shall perform work in the industry on Labour Day.

##### MINIMUM RATE OF WAGES

5. The minimum rate of wages for work performed during a regular working day and for night work is \$2.41 an hour.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) for overtime work performed during the one hour period immediately following the working period of a regular working day, \$3.61 an hour; and
- (b) for all other overtime work, \$4.82 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 165/58, Sched.



## Regulation 366

### under The Industrial Standards Act

#### SCHEDULE—PAINTING AND DECORATING INDUSTRY

(WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the painting and decorating industry. O. Reg. 200/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Labour Day;
- (g) Thanksgiving Day;
- (h) Christmas Day; and
- (i) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is,

- (a) for work performed during a regular working day,
- (i) \$2.33 an hour for spray-painting,

(ii) \$2.18 an hour for paper-hanging, and

(iii) \$2.13 an hour for all other work; and

(b) for night work,

(i) \$2.43 an hour for spray-painting,

(ii) \$2.28 an hour for paper-hanging, and

(iii) \$2.23 an hour for all other work.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry after one hour immediately following the working period of a regular working day without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for the first two hours of overtime work performed each day between 8 a.m. on Monday and 7 p.m. the following Friday,
- (i) \$3.50 an hour for spray-painting,
- (ii) \$3.27 an hour for paper-hanging, and
- (iii) \$3.20 an hour for all other work; and
- (b) for all other overtime work,
- (i) \$4.66 an hour for spray-painting,
- (ii) \$4.36 an hour for paper-hanging, and
- (iii) \$4.26 an hour for all other work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 200/60, Sched.

## Regulation 367

### under The Industrial Standards Act

#### SCHEDULE—PLASTERING INDUSTRY

(BRANTFORD)

1. The Schedule is in force during pleasure within the Brantford zone and is binding upon the employers and employees in the plastering industry. O. Reg. 134/55, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Brantford Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2.—(1) The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

(2) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of subsection 1, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages is \$2 an hour for,

- (a) work performed during the regular working periods; and
- (b) night work.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, an employee shall be deemed to be employed during a regular working day if,

- (a) the shifts of not more than eight hours each are operated between 1 a.m. on Monday and 8 a.m. on Saturday of the same week; and
- (b) no employee, other than a foreman, works on more than one shift in any period of twenty-four hours.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 4; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) \$3 an hour for overtime work performed up to midnight on a regular working day; and
- (b) \$4 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 134/55, Sched.

## Regulation 368

### under The Industrial Standards Act

#### SCHEDULE—PLASTERING INDUSTRY

##### (HAMILTON)

1. The Schedule is in force during pleasure within the Hamilton zone and is binding upon the employers and employees in the plastering industry. O. Reg. 136/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Hamilton Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

(3) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages is \$2.75 an hour,

(a) for work performed during a regular working day; and

(b) for night work, subject to subsection 3 of section 3.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, an employee shall be deemed to be employed during a regular working day for the purposes of this Schedule if,

- (a) the shifts of not more than eight hours each are operated between 1 a.m. on Monday and 8 a.m. on the following Saturday; and
- (b) no employee, other than a foreman, works on more than one shift in a period of twenty-four hours.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATE OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is \$5.50 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 136/59, Sched.

## Regulation 369

### under The Industrial Standards Act

#### SCHEDULE—PLASTERING INDUSTRY

(KITCHENER-WATERLOO)

1. The Schedule is in force during pleasure within the Kitchener-Waterloo zone and is binding upon the employers and employees in the plastering industry. O. Reg. 135/57, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,
  - (a) Saturday;
  - (b) Sunday;
  - (c) New Year's Day;
  - (d) Good Friday;
  - (e) Dominion Day;
  - (f) Kitchener-Waterloo Civic Holiday;
  - (g) Labour Day;
  - (h) Thanksgiving Day; and
  - (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,
  - (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
  - (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between,
    - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
    - (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during the regular working periods is \$2.35 an hour.

##### OVERTIME WORK

4. Work performed in the industry at any time other than during the regular working periods is overtime work.
- 5.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

- 6.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,
  - (a) \$4.70 an hour for overtime work performed,
    - (i) on a holiday, except before 5 p.m. on Saturday, and
    - (ii) on Monday before 8 a.m.; and
  - (b) \$3.52½ an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 135/57, Sched.



## Regulation 370

### under The Industrial Standards Act

#### SCHEDULE—PLASTERING INDUSTRY

(OSHAWA-WHITBY)

1. The Schedule is in force during pleasure within the Oshawa-Whitby zone and is binding upon the employers and employees in the plastering industry. O. Reg. 123/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Oshawa-Whitby Civic Holiday;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than nine hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between,
  - (i) 7 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 7 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.40 an hour.

##### OVERTIME WORK

4. Overtime work is work,

- (a) that is not performed during a regular working day and is not performed during a regular working week; or
- (b) that is performed on a holiday.

5.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

6.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) \$4.80 an hour for overtime work performed,
  - (i) on a holiday, except before 5 p.m. on Saturday, and
  - (ii) on Monday before 7 a.m.; and
- (b) \$3.60 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 123/60, Sched.

## Regulation 371

### under The Industrial Standards Act

#### SCHEDULE—PLASTERING INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the plastering industry. O. Reg. 261/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

3.—(1) Night work is work performed other than,

- (a) on a holiday; or
- (b) during a regular working day,

and consisting of not more than eight hours of work in a period of twenty-four hours.

(2) Where work cannot be performed during a regular working day, it may be performed by night work.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is,

- (a) from and including the 1st day of May, 1960, to and including the 30th day of April, 1961, \$2.35 an hour; and

(b) on and after the 1st day of May, 1961, \$2.50 an hour.

##### SHIFT WORK

5.—(1) Where the work is performed in two or more shifts, an employee shall be deemed to be employed during a regular working day if,

- (a) the shifts of not more than eight hours each are operated between 1 a.m. on Monday and 8 a.m. on Saturday of the same week; and
- (b) no employee, other than a foreman, works on more than one shift in any period of twenty-four hours.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is it not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) for overtime work performed up to 10 p.m. on a regular working day,
- (i) from and including the 1st day of May, 1960, to and including the 30th day of April, 1961, \$3.52½ an hour, and

(ii) on and after the 1st day of May, 1961,  
\$3.75 an hour; and

(b) for all other overtime work,

(i) from and including the 1st day of May,  
1960, to and including the 30th day of  
April, 1961, \$4.70 an hour; and

(ii) on and after the 1st day of May, 1961,  
\$5 an hour.

RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 261/59, Sched.; O. Reg. 31/60, s. 1.

## Regulation 372

### under The Industrial Standards Act

#### SCHEDULE—PLASTERING INDUSTRY

(St. Catharines)

1. The Schedule is in force during pleasure within the St. Catharines zone and is binding upon the employers and employees in the plastering industry. O. Reg. 81/56, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) St. Catharines Civic Holiday;
- (g) Labour Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work to be performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work to be performed on Monday, Tuesday, Wednesday, Thursday and Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m. where one-half of an hour is given for noon recess.

3.—(1) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

(2) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages is \$2.10 an hour for,

- (a) work performed during the regular working periods; and
- (b) night work.

##### SHIFT WORK

5.—(1) Where the work is performed in two or more shifts, an employee shall be deemed to be employed during a regular working day if,

- (a) the shifts of not more than eight hours each are operated between 1 a.m. on Monday and 8 a.m. on Saturday of the same week; and
- (b) no employee, other than a foreman, works on more than one shift in any period of twenty-four hours.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

6. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2, 3 and 5; or
- (b) on a holiday,

is overtime work.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATE OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is \$4.20 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 81/56. Sched.



## Regulation 373

### under The Industrial Standards Act

#### SCHEDULE—PLASTERING INDUSTRY

(SARNIA)

1. The Schedule is in force during pleasure within the Sarnia zone and is binding upon the employers and employees in the plastering industry. O. Reg. 304/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Sarnia Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m.

3.—(1) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

(2) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages is \$2.55 an hour,

- (a) for work performed during a regular working day; and
- (b) for night work.

#### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, an employee shall be deemed to be employed during a regular working day for the purposes of this Schedule if,

- (a) the shifts of not more than eight hours each are operated between 1 a.m. on Monday and 8 a.m. on the following Saturday; and
- (b) no employee, other than a foreman, works on more than one shift in a period of twenty-four hours.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

#### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

#### RATE OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is \$5.10 an hour.

#### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 304/58, Sched.

## Regulation 374

under The Industrial Standards Act

### SCHEDULE—PLASTERING INDUSTRY

(TORONTO)

1. The Schedule is in force during pleasure within the Toronto zone and is binding upon the employers and employees in the plastering industry. O. Reg. 243/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Toronto Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m.

3.—(1) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during the other hours if an employee does not work more than eight hours, and this work is night work.

(2) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages for work performed during a regular working day and for night work is \$2.80 an hour.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, an employee shall be deemed to be employed during a regular working day for the purposes of this Schedule if,

- (a) the shifts of not more than eight hours each are operated between 1 a.m. on Monday and 8 a.m. on the following Saturday; and
- (b) no employee, other than a foreman, works on more than one shift in a period of twenty-four hours.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATES OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is,

- (a) for overtime work performed between 4.30 p.m. and 10 p.m. on a regular working day, \$4.20 an hour; and
- (b) for all other overtime work, \$5.60 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 243/58, Sched.

## Regulation 375

### under The Industrial Standards Act

#### SCHEDULE—PLASTERING INDUSTRY

##### (WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the plastering industry. O. Reg. 191/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Windsor Civic Holiday;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 4.30 p.m.

3.—(1) Where the work cannot reasonably be performed during the hours prescribed in clause *b* of section 2, it may be performed during any other hours if an employee does not work more than eight hours, and this work is night work.

(2) An employee working on night work is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### MINIMUM RATE OF WAGES

4. The minimum rate of wages is \$2.53 an hour,

- (a) for work performed during a regular working day; and
- (b) for night work.

##### SHIFT WORK

5.—(1) Where work is performed in two or more regular shifts, an employee shall be deemed to be employed during a regular working day for the purposes of this Schedule if,

- (a) the shifts of not more than eight hours each are operated between 1 a.m. on Monday and 8 a.m. on the following Saturday; and
- (b) no employee, other than a foreman, works on more than one shift in a period of twenty-four hours.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

6. Overtime work is work,

- (a) that is not night work and is not performed during a regular working day; or
- (b) that is performed on a holiday.

7.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

8.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs or alterations to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings being altered or repaired.

##### RATE OF WAGES FOR OVERTIME WORK

9. The rate of wages for overtime work is \$5.06 an hour.

##### RATE FOR HANDICAPPED

10. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 191/58, Sched.

## Regulation 376

under The Industrial Standards Act

### SCHEDULE—PLUMBING AND HEATING INDUSTRY

(BELLEVILLE)

1. The Schedule is in force during pleasure within the Belleville zone and is binding upon the employers and employees in the plumbing and heating industry. O. Reg. 192/56, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Victoria Day;
- (e) Dominion Day;
- (f) Belleville Civic Holiday;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between,

- (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or

- (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during the regular working periods is \$2.05 an hour.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, an employee is not subject to the opening and closing hours of the regular working day, but work in excess of eight hours in any period of twenty-four hours is overtime work except where performed by a key man or a foreman while engaged in instructing the employees of the on-coming shift.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

5. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

6. The rate of wages for overtime work is,

- (a) for overtime work on emergency repairs performed between 8 a.m. and midday on Saturday, where the owner of the shop does not work on emergency repairs and does not employ more than one journeyman-mechanic on the emergency repairs, \$2.05 an hour;
- (b) for overtime work performed on Saturday, subject to clause a, and between 5 p.m. and midnight on Monday, Tuesday, Wednesday, Thursday and Friday, \$3.07½ an hour; and
- (c) for all other overtime work, \$4.10 an hour.

##### RATE FOR HANDICAPPED

7. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 192/56, Sched.



## Regulation 377

### under The Industrial Standards Act

#### SCHEDULE—PLUMBING AND HEATING INDUSTRY

(KITCHENER-WATERLOO)

1. The Schedule is in force during pleasure within the Kitchener-Waterloo zone and is binding upon the employers and employees in the plumbing and heating industry. O. Reg. 199/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Kitchener-Waterloo Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.70 an hour.

##### SHIFT WORK

4.—(1) Where an employee performs work in one of two or more regular shifts, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule in respect of work that,

(a) is not in excess of eight hours in a period of twenty-four hours; or

(b) consists of the instruction of the employees of an on-coming shift.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) Subject to subsection 2, no overtime work shall be performed in the industry without a permit from the advisory committee.

(2) Subsection 1 does not apply to overtime work performed within one hour immediately following the working period of a regular working day to complete a repair job during that period, other than repair work performed in the construction of a new building.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) \$2.70 an hour for overtime work performed within one hour immediately following the working period of a regular working day to complete a repair job during that period, other than repair work performed in the construction of a new building;
- (b) \$4.05 an hour for overtime work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 5 p.m. and midnight, other than overtime work provided for in clause a; and
- (c) \$5.40 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 199/60, Sched.

## Regulation 378

under The Industrial Standards Act

### SCHEDULE—PLUMBING AND HEATING INDUSTRY

(LONDON)

1. The Schedule is in force during pleasure within the London zone and is binding upon the employers and employees in the plumbing and heating industry. O. Reg. 174/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) London Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day;
- (j) Christmas Day; and
- (k) the 26th day of December.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.75 an hour.

##### OVERTIME WORK

4. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

5.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

6. No permit for overtime work shall be issued to any person other than an employer.

##### RATE OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is \$5.50 an hour.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 174/59, Sched.

## Regulation 379

### under The Industrial Standards Act

#### SCHEDULE—PLUMBING AND HEATING INDUSTRY

(OSHAWA-WHITBY)

1. The Schedule is in force during pleasure within the Oshawa-Whitby zone and is binding upon the employers and employees in the plumbing and heating industry. O. Reg. 267/58, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Oshawa Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.50 an hour.

##### SHIFT WORK

4.—(1) Where an employee performs work in one of two or more regular shifts, the employee shall be deemed to be employed during a regular working day in respect of work that,

- (a) is not in excess of eight hours in a period of twenty-four hours; or
- (b) consists of the instruction of the employees of an on-coming shift.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATE OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is \$5 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 267/58, Sched.

## Regulation 380

### under The Industrial Standards Act

#### SCHEDULE—PLUMBING AND HEATING INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the plumbing and heating industry. O. Reg. 244/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Ottawa Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.80 an hour.

##### SHIFT WORK

4.—(1) Where an employee performs work in one of two or more regular shifts, the employee shall be deemed to be employed during a regular working day in respect of work that,

(a) is not in excess of eight hours in a period of twenty-four hours; or

(b) consists of the instruction of the employees of an on-coming shift.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed between 5 p.m. and 6 p.m. of the same day to complete a repair job during that period, other than work performed in the construction of a new building, \$2.80 an hour;
- (b) for overtime work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 5 p.m. and midnight, and on Saturday between 8 a.m. and midday, other than overtime work provided for in clause *a* and other work performed in the construction of a new building, \$4.20 an hour; and
- (c) for overtime work performed in the construction of a new building and for all other overtime work, \$5.60 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 244/59, Sched.



## Regulation 381

### under The Industrial Standards Act

#### SCHEDULE—PLUMBING AND HEATING INDUSTRY

(PORT ARTHUR-FORT WILLIAM)

1. The Schedule is in force during pleasure within the Port Arthur-Fort William zone and is binding upon the employers and employees in the plumbing and heating industry. O. Reg. 127/55, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Port Arthur-Fort William Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during the regular working period is \$2.05 an hour.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, an employee is not subject to the opening and closing hours of the regular working day, but work

in excess of eight hours in any period of twenty-four hours is overtime work except where performed by a key man or a foreman while engaged in instructing the employees of the on-coming shift.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 4; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8.—(1) The rate of wages for overtime work is,

- (a) \$2.05 an hour for overtime work performed,
  - (i) subject to subsection 2, on emergency repairs, where life may be endangered or property damaged, for the first two hours of overtime work, and
  - (ii) between 5 p.m. and 6 p.m. of the same day in completing a repair job;
- (b) \$3.07½ an hour for overtime work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 5 p.m. and 10 p.m.; and
- (c) \$4.10 an hour for all other overtime work.

(2) For overtime work on emergency repairs, where life may be endangered or property damaged, travelling time to and from the job shall be paid to an employee called from his home for work requiring less than one hour's time.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 127/55, Sched.

## Regulation 382

under The Industrial Standards Act

### SCHEDULE—PLUMBING AND HEATING INDUSTRY

(WELLAND)

1. The Schedule is in force during pleasure within the Welland zone and is binding upon the employers and employees in the plumbing and heating industry. O. Reg. 14/53, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Sunday;
- (b) New Year's Day;
- (c) Good Friday;
- (d) Victoria Day;
- (e) Dominion Day;
- (f) Welland Civic Holiday;
- (g) Labour Day; and
- (h) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during the regular working periods is \$2.10 an hour.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, an employee is not subject to the opening and closing hours of the regular working day, but work in excess of eight hours in any period of twenty-four hours is overtime work except where performed by a key man or a foreman while engaged in instructing the employees of the on-coming shift.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 4; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) \$4.20 an hour for overtime work performed on a holiday; and
- (b) \$3.15 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 14 53. Sched.

## Regulation 383

### under The Industrial Standards Act

#### SCHEDULE—PLUMBING AND HEATING INDUSTRY

(WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the plumbing and heating industry. O. Reg. 202/60, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Windsor Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between 8 a.m. and 5 p.m.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$3.10 an hour.

##### SHIFT WORK

4.—(1) Where an employee performs work in one of two or more regular shifts, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule in respect of work that,

- (a) is not in excess of eight hours in a period of twenty-four hours; or
- (b) consists of the instruction of the employees of an on-coming shift.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work on emergency repairs performed between 8 a.m. and midday on Saturday, where the owner of the shop does not work on emergency repairs and does not employ more than one journeyman-mechanic on the emergency repairs, \$3.10 an hour; and
- (b) for all other overtime work, \$6.20 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 202/60, Sched.

## Regulation 384

### under The Industrial Standards Act

#### SCHEDULE—RETAIL GASOLINE SERVICE INDUSTRY

(BRANTFORD)

1. The Schedule is in force during pleasure within the Brantford zone and is binding upon the employers and employees in the retail gasoline service industry. C.R.O. 1950, Reg. 228, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,
- (a) a regular working week consisting of not more than forty-eight hours of work; and
  - (b) a regular working day consisting of not more than eight hours of work.

##### MINIMUM RATES OF WAGES

2. The minimum rate of wages for employees in the industry is,
- (a) for employees with less than three months of experience in the industry, 50 cents an hour;
  - (b) for employees with three to six months of experience in the industry, 55 cents an hour;
  - (c) for employees with six to twelve months of experience in the industry,  $57\frac{1}{2}$  cents an hour; and

- (d) for employees with twelve months or more of experience in the industry, 70 cents an hour.

##### OVERTIME WORK

3. Overtime work is work performed in the industry at any time other than during the regular working periods defined in section 1.

4. No employee shall perform and no employer shall permit an employee to perform any work in the industry other than during the regular working periods as defined in section 1, except during a period when work is permitted under the terms of an overtime permit obtained by the employer from the advisory committee.

##### RATES OF WAGES FOR OVERTIME WORK

5. The rate of wages for overtime work is,
- (a) for employees with less than three months of experience in the industry, 75 cents an hour;
  - (b) for employees with three to six months of experience in the industry,  $82\frac{1}{2}$  cents an hour;
  - (c) for employees with six to twelve months of experience in the industry,  $86\frac{1}{4}$  cents an hour; and
  - (d) for employees with twelve months or more of experience in the industry, \$1.05 an hour.

##### SPECIAL RATES

6. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person whose work is only partly subject to the provisions of this Schedule, or who is handicapped. C.R.O. 1950, Reg. 228, Sched.



## Regulation 385

### under The Industrial Standards Act

#### SCHEDULE—RETAIL GASOLINE SERVICE INDUSTRY

(HAMILTON)

1. The Schedule is in force during pleasure within the Hamilton zone and is binding upon the employers and employees in the retail gasoline service industry. C.R.O. 1950, Reg. 229, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-eight hours of work; and
- (b) a regular working day consisting of not more than eight hours of work.

##### MINIMUM RATES OF WAGES

2. The minimum rate of wages for employees in the industry is,

- (a) for employees with less than three months of experience in the industry, 50 cents an hour;
- (b) for employees with three to six months of experience in the industry, 55 cents an hour;
- (c) for employees with six to twelve months of experience in the industry, 57½ cents an hour; and
- (d) for employees with twelve months or more of experience in the industry, 70 cents an hour.

##### OVERTIME WORK

3. Overtime work is work performed in the industry at any time other than during the regular working periods defined in section 1.

4. No employee shall perform and no employer shall permit an employee to perform any work in the industry other than during the regular working periods as defined in section 1, except during a period when work is permitted under the terms of an overtime permit obtained by the employer from the advisory committee.

##### RATES OF WAGES FOR OVERTIME WORK

5. The rate of wages for overtime work is,

- (a) for employees with less than three months of experience in the industry, 75 cents an hour;
- (b) for employees with three to six months of experience in the industry, 82½ cents an hour;
- (c) for employees with six to twelve months of experience in the industry, 86¼ cents an hour; and
- (d) for employees with twelve months or more of experience in the industry, \$1.05 an hour.

##### SPECIAL RATES

6. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person whose work is only partly subject to the provisions of this Schedule, or who is handicapped. C.R.O. 1950, Reg. 229, Sched.

## Regulation 386

### under The Industrial Standards Act

#### SCHEDULE—RETAIL GASOLINE SERVICE INDUSTRY

(TORONTO)

1. The Schedule is in force during pleasure within the Toronto zone and is binding upon the employers and employees in the retail gasoline service industry. C.R.O. 1950, Reg. 230, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,

- (a) a regular working week not exceeding forty-eight hours of work; and
- (b) a regular working day not exceeding eight hours of work.

##### OVERTIME WORK

2. Overtime work is work performed in the industry at any time other than during the regular working periods defined in section 1.

3. No employee shall perform and no employer shall permit an employee to perform any work in the industry other than during the regular working periods as defined in section 1, except during a period when work is permitted under the terms of an overtime permit obtained by the employer from the advisory committee.

##### RATE OF WAGES FOR OVERTIME WORK

4. The rate of wages for overtime work is  $1\frac{1}{2}$  times the regular rate.

##### MINIMUM RATES OF WAGES

5. The minimum rate of wages for employees in the industry is,

- (a) for employees with less than three months of experience in the industry, 50 cents per hour;
- (b) for employees with three to six months of experience in the industry, 55 cents per hour;
- (c) for employees with six to twelve months of experience in the industry,  $57\frac{1}{2}$  cents per hour; and
- (d) for employees with twelve months or more of experience in the industry, 70 cents per hour.

##### SPECIAL RATES

6. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person whose work is only partly subject to the provisions of this Schedule, or who is handicapped. C.R.O. 1950, Reg. 230, Sched.

## Regulation 387

### under The Industrial Standards Act

#### SCHEDULE—RETAIL GASOLINE SERVICE INDUSTRY

(WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the retail gasoline service industry. C.R.O. 1950, Reg. 231, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty-eight hours of work; and
- (b) subject to clause a, a regular working day consisting of not more than nine hours of work.

##### MINIMUM RATES OF WAGES

2. The minimum rate of wages for all work performed in the industry during the regular working periods is,

- (a) for employees with less than three months of experience in the industry, 50 cents an hour;
- (b) for employees with three to six months of experience in the industry, 55 cents an hour;
- (c) for employees with six to twelve months of experience in the industry, 57½ cents an hour; and

- (d) for employees with twelve months or more of experience in the industry, 70 cents an hour.

##### OVERTIME WORK

3. Overtime work is work performed in the industry at any time other than during the regular working periods defined in section 1.

4. No employee shall perform and no employer shall permit an employee to perform any work in the industry other than during the regular working periods as defined in section 1, except during a period when work is permitted under the terms of an overtime permit obtained by the employer from the advisory committee.

5. The rate of wages for overtime work shall be,

- (a) for employees with less than three months of experience in the industry, 75 cents an hour;
- (b) for employees with three to six months of experience in the industry, 82½ cents an hour;
- (c) for employees with six to twelve months of experience in the industry, 86¼ cents an hour; and
- (d) for employees with twelve months or more of experience in the industry, \$1.05 an hour.

##### SPECIAL RATES

6. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person whose work is only partly subject to the provisions of this Schedule, or who is handicapped. C.R.O. 1950, Reg. 231, Sched.

## Regulation 388

### under The Industrial Standards Act

#### SCHEDULE—SHEET-METAL-WORK CONSTRUCTION INDUSTRY

(BELLEVILLE)

1. The Schedule is in force during pleasure within the Belleville zone and is binding upon the employers and employees in the sheet-metal-work construction industry. C.R.O. 1950, Reg. 222, s. 1, *amended*.

#### Schedule

##### HOURS OF WORK

1. The regular working periods for the industry are,

(a) a regular working week consisting of not more than forty-four hours of work performed during the regular working days; and

(b) a regular working day consisting of not more than,

(i) eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between 8 a.m. and 5 p.m.; and

(ii) four hours of work performed on Saturday between 8 a.m. and 12 noon.

##### MINIMUM RATE OF WAGES

2. The minimum rate of wages for all work performed in the industry during the regular working periods is \$1.25 an hour.

##### OVERTIME WORK

3. Work performed in the industry,

(a) at any time other than during the regular working periods; or

(b) on Sunday, New Year's Day, Victoria Day, Dominion Day, Belleville Civic Holiday, Labour Day, Thanksgiving Day and Christmas Day,

is overtime work.

4.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits at the rates fixed in section 5.

##### RATES OF WAGES FOR OVERTIME WORK

5. The rate of wages for overtime work is,

(a) \$1.87½ an hour for work performed between 5 p.m. and 12 midnight on Monday, Tuesday, Wednesday, Thursday and Friday; and

(b) \$2.50 an hour for all other overtime work.

##### SHIFT WORK

6.—(1) Where the work is carried on in two or more shifts, an employee is not subject to the opening and closing hours of the working day, but work in excess of eight hours in any period of twenty-four hours is overtime work except where done by key-men and foremen who remain to instruct the new shift.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

##### RATE FOR HANDICAPPED

7. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. C.R.O. 1950, Reg. 222, Sched., *revised*.



## Regulation 389

### under The Industrial Standards Act

#### SCHEDULE—SHEET-METAL-WORK CONSTRUCTION INDUSTRY

(OTTAWA)

1. The Schedule is in force during pleasure within the Ottawa zone and is binding upon the employers and employees in the sheet-metal-work construction industry. O. Reg. 5/59, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Ottawa Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday or Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during a regular working day is \$2.60 an hour.

##### SHIFT WORK

4.—(1) Where work is performed in two or more regular shifts, and if an employee works not more than eight hours in a period of twenty-four hours, the employee shall be deemed to be employed during a regular working day for the purposes of this Schedule.

(2) One of the shifts that begin in a period of twenty-four hours is a day shift and the rest are night shifts.

(3) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

4. In all cases governed by subsection 1, no overtime work shall be performed.

##### OVERTIME WORK

5. Overtime work is work,

- (a) that is not performed during a regular working day; or
- (b) that is performed on a holiday.

6.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

7. No permit for overtime work shall be issued to any person other than an employer.

##### RATES OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is,

- (a) for overtime work performed during the four-hour period immediately following the regular working day on Monday, Tuesday, Wednesday, Thursday or Friday, \$3.90 an hour; and
- (b) for all other overtime work, \$5.20 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 5/59, Sched.

## Regulation 390

### under The Industrial Standards Act

#### SCHEDULE—SHEET-METAL-WORK CONSTRUCTION INDUSTRY

(PORT ARTHUR-FORT WILLIAM)

1. The Schedule is in force during pleasure within the Port Arthur-Fort William zone and is binding upon the employers and employees in the sheet-metal-work construction industry. O. Reg. 122/52, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Victoria Day;
- (f) Dominion Day;
- (g) Port Arthur-Fort William Civic Holiday;
- (h) Labour Day;
- (i) Thanksgiving Day; and
- (j) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### SHIFT WORK

3.—(1) Where the work is performed in two or more shifts, an employee shall be deemed to be employed during,

- (a) a regular working day if the employee works not more than eight hours in any period of twenty-four hours; and

- (b) a regular working week if the employee works not more than five shifts between Monday and Friday, both inclusive, of the same week.

(2) In all cases governed by subsection 1, except in the case of a foreman, no overtime work shall be performed.

(3) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### MINIMUM RATES OF WAGES

4. The minimum rate of wages is, for work performed during,

- (a) the regular working periods other than on night shifts, \$1.75 an hour; and
- (b) a night shift, \$2 an hour.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 3; or
- (b) on a holiday,

is overtime work.

6.—(1) No work shall be performed in the industry on a holiday except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) on repairs to buildings, where the work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

(2) All work performed under subsection 1 shall be performed only if the advisory committee has issued a permit therefor.

(3) The advisory committee is authorized to issue the permits subject to this Schedule.

##### RATES OF WAGES FOR OVERTIME WORK

7. The rate of wages for overtime work is,

- (a) \$2.62½ an hour for overtime work performed during the four-hour period immediately following the working period of a regular working day; and
- (b) \$3.50 an hour for all other overtime work.

##### RATE FOR HANDICAPPED

8. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 122/52, Sched.

## Regulation 391

under The Industrial Standards Act

### SCHEDULE—SHEET-METAL-WORK CONSTRUCTION INDUSTRY

(WINDSOR)

1. The Schedule is in force during pleasure within the Windsor zone and is binding upon the employers and employees in the sheet-metal-work construction industry. O. Reg. 215/55, s. 1, *amended*.

#### Schedule

##### INTERPRETATION

1. In this Schedule, "holiday" means,

- (a) Saturday;
- (b) Sunday;
- (c) New Year's Day;
- (d) Good Friday;
- (e) Dominion Day;
- (f) Windsor Civic Holiday;
- (g) Labour Day;
- (h) Thanksgiving Day; and
- (i) Christmas Day.

##### HOURS OF WORK

2. The regular working periods for the industry are,

- (a) a regular working week consisting of not more than forty hours of work performed during the regular working days; and
- (b) a regular working day consisting of not more than eight hours of work performed on Monday, Tuesday, Wednesday, Thursday and Friday between,
  - (i) 8 a.m. and 5 p.m., where one hour is given for noon recess, or
  - (ii) 8 a.m. and 4.30 p.m., where one-half of an hour is given for noon recess.

##### MINIMUM RATE OF WAGES

3. The minimum rate of wages for work performed during the regular working periods is \$2.25 an hour.

##### SHIFT WORK

4.—(1) Where the work is performed in two or more shifts, and if an employee works not more than eight hours in any period of twenty-four hours, the employee shall be deemed to be employed during a regular working day.

(2) An employee who works on a night shift is entitled, as a minimum, to wages for eight hours for work of seven hours.

(3) In all cases governed by subsection 1 no overtime shall be performed.

(4) Where two or more shifts are worked on the same job, only one shift is a day shift.

##### OVERTIME WORK

5. Work performed in the industry,

- (a) at any time other than during the working periods prescribed in sections 2 and 4; or
- (b) on a holiday,

is overtime work.

6.—(1) No overtime work shall be performed in the industry without a permit from the advisory committee.

(2) The advisory committee is authorized to issue the permits subject to this Schedule.

7.—(1) No permit for overtime work shall be issued to any person other than an employer.

(2) No permit shall be issued by the advisory committee for overtime work except,

- (a) in cases of extreme necessity, where life or property is jeopardized; or
- (b) for repairs to buildings, where the overtime work is necessary to prevent the loss of employment to persons who are regularly employed in the buildings.

##### RATE OF WAGES FOR OVERTIME WORK

8. The rate of wages for overtime work is \$4.50 an hour.

##### RATE FOR HANDICAPPED

9. The advisory committee is authorized to fix a minimum rate of wages lower than the rate fixed by this Schedule for a person who is handicapped. O. Reg. 215/55, Sched.





## Regulation 392

### under The Insurance Act

#### AGENTS' LICENCES FOR INSURANCE OTHER THAN LIFE INSURANCE

1. This Regulation applies to licences for any class of insurance other than life insurance. O. Reg. 109/59, s. 1.

2.—(1) Where an application for a licence is made in respect of a partnership, a separate application shall be made in the partnership or trade name as well as by each partner thereof.

(2) Where an application for a licence is made by a corporation, a separate application shall be made by each director, officer or other person authorized to act in the name of and on behalf of the corporation. O. Reg. 109/59, s. 2.

3.—(1) An application for a licence shall be accompanied by the certificate of an insurer certifying that the applicant is appointed to act as its agent.

(2) Where an application for a licence is made by a corporation, the application shall be accompanied by,

- (a) a copy of the Act or instrument of incorporation and of the by-laws; and
- (b) the names of the directors, officers and shareholders of the corporation, the addresses of their places of residence, their occupations and the number of shares in the corporation held by each. O. Reg. 109/59, s. 3.

4.—(1) An applicant for licence shall be granted a licence where the Superintendent is satisfied that the applicant,

- (a) is of good character and reputation;
- (b) is possessed of a reasonable educational background;
- (c) if previously employed or engaged in business, has a satisfactory record in such employment or business;
- (d) has passed a qualification examination as set by the Superintendent for the purpose;
- (e) is otherwise a suitable person to receive a licence;
- (f) intends to hold himself out publicly and carry on business in good faith as an insurance agent;
- (g) has not made the application for the purpose of obtaining a licence to act as an insurance agent in respect of any individual risk or directly or indirectly to obtain an agent's commission on insurance on his own property or that of his spouse or employer; and
- (h) is not in a position to offer inducement or use coercion or undue influence in order to obtain insurance business.

(2) Without limiting the generality of clause *h* of subsection 1, an applicant shall be deemed to be in a position to offer inducement or use coercion or undue influence in order to obtain insurance business if he or his spouse is,

- (a) an officer or employee of a bank, trust company, loan company or finance company;
- (b) an assessor, tax collector or issuer of building permits;
- (c) a doctor, dentist, nurse, or medical or dental technician;
- (d) a person engaged directly or indirectly in the manufacturing, repairing, servicing or selling of automobiles or in supplying parts or accessories therefor, or an employee of such person;
- (e) a lawyer or an employee thereof;
- (f) an employer of employees other than those employed solely for the business of the insurance agency or for the businesses referred to in clauses *a* and *b* of section 5;
- (g) a foreman or paymaster;
- (h) an accountant, auditor or trustee in bankruptcy;
- (i) a magistrate or police officer;
- (j) a clergyman or minister;
- (k) an officer or employee of an automobile association or club or an agent thereof;
- (l) a mortgage broker;
- (m) a full-time employee of the government of Ontario or of any branch thereof or of a Crown corporation;
- (n) an employee of a brewery, brewery warehousing company or a person engaged in handling or dispensing beer or spirituous liquors;
- (o) an officer or employee of a trade union or trade association;
- (p) an officer or employee of a credit union; or
- (q) a person occupying office space in the office of any person referred to in clauses *a* to *p*.

(3) Subject to section 6, a licence may be granted to an applicant who is a non-resident of Ontario and produces a certificate from the Department of Insurance of the province or state in which he is resident that certifies that he is licensed for the class of insurance for which his application is made. O. Reg. 109/59, s. 4.

5. No person shall be licensed who is resident in or who proposes to carry on business in any township having a population of over 10,000 or in any other municipality having a population of over 5,000 and who is carrying on or intends to carry on any other business or occupation except that of,

(a) a transportation company or ticket agency for the business of travel, accident and baggage insurance; or

(b) a real estate broker or salesman. O. Reg. 109/59, s. 5, *revised*.

6. No licence shall be issued to a corporation incorporated or with its head office outside Canada and no licence shall be granted to a partnership in which any partner is resident outside Canada. O. Reg. 109/59, s. 6.

7. A licence shall not be issued to an applicant who is not a corporation and who carries on business alone in a name other than his own, except that a licence may be issued where the applicant has purchased the business and uses the name of the seller together with his own for a period not exceeding three years. O. Reg. 109/59, s. 7.

8. Where a married woman applies for a licence, she shall give full particulars of her husband's occupation, and is not entitled to a licence if her husband would not be entitled if he were to apply. O. Reg. 109/59, s. 8.

9.—(1) A licensee shall not act as a real estate salesman for a real estate broker who is not licensed under this Regulation.

(2) A licensee who also holds a licence as a real estate broker shall not pay commission on insurance to any salesman or other person, whether employed by him or not, who is not licensed under this Regulation. O. Reg. 109/59, s. 9.

10. A licence expires with the 30th day of September next following its date of issue or renewal, unless otherwise specified in the licence. O. Reg. 109/59, s. 10.

11.—(1) An application for renewal of a licence shall be made in the same manner as for a licence in the first instance.

(2) The Superintendent may require an applicant for renewal of licence to file with him,

(a) a return, verified by a statutory declaration, showing his accounts payable and his accounts receivable, together with the time when each account receivable first became due; and

(b) a financial statement of his insurance agency operations, verified by a chartered accountant, certified public accountant or similarly qualified person.

(3) An application for renewal of a licence may be refused for any grounds upon which an original application for a licence may be refused. O. Reg. 109/59, s. 11.

12.—(1) Any insurer that appoints an agent, either by written contract or otherwise, shall forthwith notify the Superintendent in writing of such appointment, giving the full name, address and licence number of the agent.

(2) Where an insurer terminates its appointment of an agent, it shall forthwith notify the Superintendent in writing of the termination with the reasons therefor. O. Reg. 109/59, s. 12.

13. Where an insurer that has certified its appointment of an agent to the Superintendent terminates the appointment, the agent shall forthwith notify the Superintendent in writing of the fact and shall return his licence to the Superintendent who shall suspend the licence until the agent submits a new certificate of an insurer certifying that the applicant is appointed to act as its agent, or until the licence expires or is revoked, whichever occurs first. O. Reg. 109/59, s. 13.

14. The Superintendent may suspend or revoke a licence for any grounds upon which an application for a licence may be refused or if, after due investigation and hearing, it appears to him that the licensee,

(a) has violated any provision of the Act or of the regulations in his operations as an insurance agent;

(b) has made a material misstatement or omission in the application for the licence;

(c) has been guilty of a fraudulent practice;

(d) has demonstrated his incompetency or untrustworthiness to transact the insurance agency business for which the licence has been granted, by reason of anything done or omitted in or about such business under the authority of the licence; or

(e) has employed an unlicensed person as an agent whether upon salary or otherwise without having first obtained the written approval of the Superintendent. O. Reg. 109/59, s. 14.

## Regulation 393

### under The Insurance Act

#### GENERAL

1. Agents' licences, originals or renewals thereof expire,

(a) on the 31st day of March after issue if for life insurance or life and accident insurance or life and accident and sickness insurance; and

(b) on the 30th day of September after issue if for classes of insurance other than life insurance. C.R.O. 1950, Reg. 232, s. 1.

2. The following classes of insurance are prescribed under subsection 1 of section 27 of the Act:

1. Malicious-damage insurance.

2. Riot insurance.

3. Smoke-damage insurance.

4. Water-damage insurance.

5. Weather insurance. C.R.O. 1950, Reg. 232, s. 2.

3. Sections 68 to 70 of the Act apply to the provinces of,

(a) Alberta;

(b) British Columbia;

(c) Manitoba;

(d) New Brunswick; and

(e) Saskatchewan. O. Reg. 97/58, s. 1.

4. Sections 41 to 45 and 68 to 73 of the Act do not apply to insurers registered under the *Canadian and British Insurance Companies Act* (Canada) or the *Foreign Insurance Companies Act* (Canada), and the said insurers are required to file only such modified statements as the Superintendent of Insurance prescribes. C.R.O. 1950, Reg. 463, s. 1, *amended*.

5. A licence issued to an insurer to undertake title insurance in Ontario is subject to the limitations and conditions that no policy of title insurance shall be issued unless the insurer has first obtained a concurrent certificate of title to the property to be insured from a solicitor then entitled to practise in Ontario and who is not at that time in the employ of the insurer. O. Reg. 160/57, s. 1.





Regulation 394

under The Investment Contracts Act

REGISTRATION

APPLICATION FOR REGISTRATION

- 1.—(1) An application for registration as an issuer shall be in Form 1.
- (2) An application for registration as a salesman shall be in Form 2.
- (3) An application for renewal of registration as an issuer shall be in Form 3.
- (4) An application for renewal of registration as a salesman shall be in Form 4. C.R.O. 1950, Reg. 233, s. 1.

FEES

2. The following fees shall be paid to the superintendent:
1. For registration or renewal thereof as an issuer, where the value of the assets of the issuer at the close of its last completed fiscal year immediately preceding the date of the application for registration or renewal was,
- |  |       |
|--|-------|
| (i) under \$500,000.....                             | \$200 |
| (ii) \$500,000 or over but under \$1,000,000.....    | 250   |
| (iii) \$1,000,000 or over but under \$5,000,000..... | 300   |
| (iv) \$5,000,000 or over but under \$10,000,000..... | 400   |
| (v) \$10,000,000 or over but under \$20,000,000..... | 450   |
| (vi) \$20,000,000 or over.....                       | 500   |
2. For registration or renewal thereof as a salesman..... 15
- O. Reg. 40/60, s. 2.

Form 1

The Investment Contracts Act

APPLICATION FOR REGISTRATION AS AN ISSUER

Date of Application....., 19...

Application for registration under *The Investment Contracts Act* as an issuer is hereby made and the following statements of fact are made in respect thereto:

1. Name.....
- Address of Head Office.....
2. State address for service in Ontario.....
3. Addresses of branch offices in Ontario.....

4. (a) Authorized capital stock of the applicant is \$.....
- (b) Capital stock subscribed \$.....
- (c) Capital stock paid in, in cash \$.....
5. Is the applicant authorized to sell investment contracts outside Ontario? (Give particulars.)

Dated at..... (official signature of applicant)

this..... (signature of official and office held)

day of..... (signature of official and office held)

19....

C.R.O. 1950, Reg. 233, Form 1.

Form 2

The Investment Contracts Act

APPLICATION FOR REGISTRATION AS A SALESMAN

Date of application....., 19...

- I,..... hereby make (print name)
- application for registration under *The Investment Contracts Act* as a salesman for..... and the following statements of fact are made in respect thereto:
1. (a) During the year immediately preceding the date of this application I have resided at the following places:
- (b) My present business address.....
- (c) My address for service in Ontario.....
2. State country of birth.....
3. State nationality.....

4. The particulars of my occupation during the past five years are as follows:

Name and address of employer	Nature of business of employer	Nature of employment	Period of employment from: to:	Residence during employment was

5. Will you be engaged or employed in any business or occupation other than selling investment contracts? (Give particulars.)

6. Have you ever been required to provide collateral security as a condition to obtaining a fidelity bond? (Give particulars.)

7. Have you ever been charged, indicted or convicted under any law of any country, or state or province thereof, regarding the sale of securities, or fraud or theft in connection therewith, or been named in any injunction in connection with proceedings taken on account of fraud arising out of any trade in any security, or are there any proceedings now pending that may lead to such charge, indictment, conviction or injunction? (Give particulars.)

8. Have you ever been charged, indicted or convicted under any other law of any country, or state or province thereof, or are there any proceedings now pending that may lead to any charge, indictment or injunction? (Give particulars.)

9. Has any judgment been rendered against you in any civil court for damages arising from fraud? (Give particulars.)

10. Have you ever been discharged by an employer for any cause involving any criminal offence or fraud? (Give particulars.)

11. (a) Have you ever been licensed or registered as a salesman of investment contracts, a security salesman or as an insurance agent in any country, province or state? (Give particulars.)

(b) Have you been refused a licence or registration in any country, province or state? (Give particulars.)

(c) Has any licence held by you been suspended or cancelled? (Give particulars.)

12. Have you ever used, operated under or carried on business under any name other than your name hereto subscribed as applicant? (Give particulars.)

13. The following is a detailed description of the applicant:

Age.....Height.....Weight.....  
Build.....Complexion.....Colour of Hair.....  
Colour of eyes ..Moustache...Male or female ...  
Nationality.....Married, Single.....  
Country of birth.....Distinguishing marks....

Dated at.....,  
this.....day of.....,  
19.....  
(signature of applicant)

CERTIFICATE OF REGISTERED ISSUER

To the Superintendent of Insurance:

I certify that.....  
(name of applicant for registration)

is employed, appointed or authorized to sell investment contracts issued by this corporation. The information submitted by the applicant in the foregoing application is, to the best of my information, true and correct, and I request that the application be granted.

(registered issuer)

by .....

(title of official signing)

(address of employer)

Form 3

*The Investment Contracts Act*

APPLICATION FOR RENEWAL  
OF REGISTRATION AS AN ISSUER

Date of application....., 19...

Application for renewal of registration under *The Investment Contracts Act* as an issuer is hereby made and the following statements of fact are made in respect thereto:

1. Name.....

Address of Head Office.....

2. Address for service in Ontario.....

3. Addresses of branch offices in Ontario.....

4. State value of the assets of the applicant at the close  
of the last completed fiscal year.....

5. Is issuer authorized to sell investment contracts  
outside Ontario? (Give particulars.)  
.....  
.....

Dated at.....,	..... (official signature of applicant)
this.....	..... (signature of official and office held)
day of.....,	.....
19...	..... (signature of official and office held)

Form 4

*The Investment Contracts Act*

APPLICATION FOR RENEWAL  
OF REGISTRATION AS A SALESMAN

Date of Application....., 19...

The undersigned hereby applies under *The Investment Contracts Act* for a renewal of registration as a sales-  
man for.....  
(registered issuer)

and the following statements of fact are made in support  
thereof:

1. My present business address.....

2. My address for service in Ontario.....

3. Statement of any change in the facts as set out in  
my application for registration as a salesman:  
.....  
.....

Dated at .....	..... (signature of applicant)
this.....	
day of.....	
19...	

CERTIFICATE OF REGISTERED ISSUER

To the Superintendent of Insurance:

I certify that.....  
(name of applicant for registration)

is employed, appointed or authorized to sell investment  
contracts issued by this corporation. The information  
submitted by the applicant in the foregoing application  
is, to the best of my information true and correct, and  
I request that the application be granted.

.....  
(registered issuer)  
By.....  
.....  
(title of official signing)  
.....  
(address of employer)





## Regulation 395

### under The Jails Act

#### EMPLOYMENT OUTSIDE JAILS

1. Except in the counties of York and Wentworth, any person who is sentenced to be imprisoned with hard labour in the jails under any statute of Ontario or for the breach of a by-law of any municipal corporation or board of commissioners of police may be employed beyond the limits of the common jail in,

- (a) cutting grass and gardening on and maintaining the grounds;
- (b) shovelling snow from the walks and grounds;
- (c) cutting wood and unloading and storing fuel;
- (d) repairing, painting and making alterations;
- (e) washing windows, walls and floors; and

(f) removing ashes and refuse. C.R.O. 1950, Reg. 234, s. 1, *revised*.

2. In addition to the employment prescribed in section 1, a prisoner may be employed beyond the limits of a common jail in the Territorial District of Algoma in,

- (a) ploughing, cultivating and seeding land for the purpose of growing farm-crops and garden-crops; and
- (b) harvesting farm-crops and garden-crops,

on the lands of the Home for the Aged in the Territorial District of Algoma. C.R.O. 1950, Reg. 234, s. 2, *revised*.

3. In addition to the employment prescribed in section 1, a prisoner may be employed beyond the limits of the common jail in the Territorial District of Thunder Bay, at The Ontario Hospital, Port Arthur, and on the lands described in Schedule 1, in digging, piling and loading earth, shale and gravel for the purpose of maintaining the grounds of the court house and jail in the Territorial District of Thunder Bay. C.R.O. 1950, Reg. 234, s. 3, *revised*.

4. In addition to the employment prescribed in section 1, a prisoner may be employed beyond the limits of a jail in the United Counties of Northumberland and Durham in gardening and landscaping on the lands of The Ontario Training School for Girls in Northumberland. C.R.O. 1950, Reg. 234, s. 4, *revised*.

5. In addition to the employment prescribed in section 1, a person may be employed beyond the limits of a jail in the Territorial District of Timiskaming in,

- (a) cutting grass; and
- (b) gardening,

on the lands described in Schedule 2. C.R.O. 1950, Reg. 234, s. 5, *revised*.

#### Schedule 1

In the City of Port Arthur in the Territorial District of Thunder Bay and composed of lots 1 to 28, both inclusive, in Block 42, Registered Plan 121, Port Arthur, and the lane lying southerly of and adjacent to lots 15 to 19, both inclusive, the lane lying westerly of and adjacent to lots 6 to 14, both inclusive, and the lane lying northerly of and adjacent to lots 1 to 5, both inclusive, in Block 42. C.R.O. 1950, Reg. 234, Sched. 1.

#### Schedule 2

In the Town of Haileybury in the Territorial District of Timiskaming and composed of,

- (a) lots 15 to 20, both inclusive, in block H;
- (b) lots 14 to 17, both inclusive, in block J;
- (c) lots 5 to 10, both inclusive, in block L; and
- (d) lots 5 to 10, both inclusive, in block N,

registered plan M-13, Haileybury. C.R.O. 1950, Reg. 234, Sched. 2.



## Regulation 396

### under The Judicature Act and The Matrimonial Causes Act

(Attention is drawn to subsection 1 of section 106 of chapter 100 of R.S.O. 1937, [The Judicature Act] which is not reproduced in the 1950 or 1960 revision but is unrepealed and unconsolidated, vide R.S.O. 1950, Schedule B.)

#### RULES OF PRACTICE AND PROCEDURE OF THE SUPREME COURT OF ONTARIO MADE BY THE RULES COMMITTEE

##### INTERPRETATION

1. As to all matters not provided for in these rules, the practice shall be regulated by analogy thereto. C.R.O. 1950, Reg. 464, r. 1, *revised*.

##### 2. In these rules,

- (a) "Accountant" means "The Accountant of the Supreme Court of Ontario";
- (b) "action" includes garnishment proceedings and proceedings for relief by interpleader;
- (c) "county court" includes district court, and "county" includes "district";
- (d) "entry" or "entered" or any term of like import includes recording by photographic plate, microphotographic film or photocopy negative;
- (e) "judge" means a judge of the High Court;
- (f) "judgment creditor" means the party or person who is entitled to receive payment or to enforce a judgment or order;
- (g) "judgment debtor" means the party or person to make payment under a judgment or order, or against whom the judgment or order may be enforced;
- (h) in rules 540 to 606, "judgment" includes an order to the same effect as a judgment;
- (i) in the rules relating to references, "Master" includes an assistant master or clerk to whom the matter has been assigned either by the Master or by the judgment;
- (j) "matrimonial cause" means an action under the *Divorce Act (Ontario)* for the dissolution of a marriage or for the annulment of a voidable marriage;
- (k) "matrimonial offence" means an act, the commission of which gives a right of action for the dissolution of a marriage;
- (l) "sheriff" includes any officer charged with the execution of a writ or process;
- (m) "time prescribed" means time limited or appointed by the rules or by a judgment or order;
- (n) in rules 12 to 31, the words "writ of summons" and "writ" include any document by which proceedings are commenced, and also include all proceedings by which a person not a party is added as a party either before or after judgment (e.g., *proceedings in the Master's office and garnishment and third party proceedings*);
- (o) "writ of execution" and "execution" include all writs by which a judgment may be enforced, and, in the rules relating to inter-

pleader, also include an order of attachment under *The Absconding Debtors Act*. C.R.O. 1950, Reg. 464, r. 2; O. Reg. 101/59, r. 1; O. Reg. 119/60, r. 1, *revised*.

3. The division of these rules into titles and headings is for convenience only, and does not affect their construction. C.R.O. 1950, Reg. 464, r. 3, *revised*.

##### FORM AND COMMENCEMENT OF PROCEEDINGS IN THE SUPREME COURT

##### Writ of Summons

4. Except where otherwise authorized by a statute or by a rule, every proceeding in the court, other than a proceeding that may be taken *ex parte*, shall be by action commenced by the issue of a writ of summons. C.R.O. 1950, Reg. 464, r. 4.

5.—(1) The writ shall be prepared by the plaintiff and shall contain the names of the parties and the capacity in which they sue and are sued and shall state the office in which and the time within which the defendant is to enter his appearance and shall be endorsed with a short statement of the nature of the plaintiff's claim.

(2) Writs shall be sealed with the seal of the Supreme Court or with the seal kept in the local office, as the case may be, and shall conclude with the words "In witness whereof this Writ is signed for the Supreme Court of Ontario by....., Registrar of the said Court (or Local Registrar at....., as the case may be)" and shall be signed by the officer issuing the same, and shall state the date and place of issue.

(3) A copy of the writ certified by the plaintiff's solicitor shall be filed with the officer at the time the writ is issued. C.R.O. 1950, Reg. 464, r. 5.

6.—(1) A writ for service in Ontario, either personally or in any other manner, shall be according to Form 1.

(2) A writ for service out of Ontario shall be according to Form 3.

(3) Where the defendant is not a British subject and is not in British Dominions, notice of the writ, according to Form 5, shall be served in lieu of the writ. C.R.O. 1950, Reg. 464, r. 6, *revised*.

7.—(1) The plaintiff may issue a duplicate writ or concurrent writ for service either within or without Ontario, tested of the same day as the original writ, and marked "duplicate" or "concurrent", and with the date of actual issue.

(2) A duplicate or concurrent writ shall be in force only during the currency of the original writ. C.R.O. 1950, Reg. 464, r. 7, *revised*.

8.—(1) The writ shall be in force for twelve months from the date thereof, including the day of such date, but, if for any sufficient reason any defendant has not been served, the writ may at any time before its ex-

piration, by order, be renewed for twelve months, and so from time to time during the currency of the renewed writ.

(2) The writ shall be marked by the proper officer, "renewed", with the date of the order. C.R.O. 1950, Reg. 464, r. 8.

9. Any claim on behalf of Her Majesty, including a claim to repeal letters patent under the Great Seal, may be enforced by an action brought by the Attorney General on behalf of Her Majesty. C.R.O. 1950, Reg. 464, r. 9.

#### *Originating Notice*

10.—(1) The proceedings authorized by rules 607, 611, 612, 615, 622, 624, 625, 629, 698 and interpleader, other than interpleader proceedings by a sheriff, as provided under rules 632 and 651, may be commenced by notice of motion called an originating notice.

(2) Garnishment proceedings and interpleader proceedings by a sheriff shall be deemed to be interlocutory proceedings in the original cause or matter.

(3) An issue directed in garnishment or interpleader proceedings or any other issue directed to be tried under these rules shall be deemed to be an action, and the judgment upon the trial of an issue shall, for the purposes of appeal, be deemed to be final and not interlocutory. C.R.O. 1950, Reg. 464, r. 10.

11.—(1) Where by any statute a summary application without the institution of any action may be made to the court or a judge in a manner therein provided, such application may also be made by originating notice but any security required by such statute shall be given.

(2) This rule applies to proceedings which by any statute or rule may be taken in a county court or before a judge of a county court. C.R.O. 1950, Reg. 464, r. 11.

NOTE: See also *The Interpretation Act*, R.S.O. 1960, c. 191, s. 29.

#### *Endorsement of Address, etc.*

12.—(1) Where a plaintiff sues by a solicitor, the writ of summons, or notice in lieu thereof, shall be endorsed with the solicitor's name or firm and place of business, where service may be made.

(2) Where the solicitor issuing a writ of summons is only the agent of another solicitor, his name or firm and place of business as well as the name or firm and place of business of the principal solicitor shall be endorsed.

(3) Where a plaintiff sues in person, there shall be endorsed upon the writ, or notice in lieu thereof, his place of residence and occupation.

(4) If the residence of a plaintiff suing in person is more than two miles from the office in which the proceedings are commenced, there shall also be endorsed an address for service within that distance, and, in default, any paper not requiring personal service may be served by mailing it to the plaintiff at his address, by registered letter. C.R.O. 1950, Reg. 464, r. 12.

13.—(1) The solicitor whose name is endorsed on a writ of summons shall on demand declare forthwith whether the cause or matter has been commenced by him or with his authority or privity, and he shall also, if demanded, disclose the profession or occupation, and place of residence, giving name of street and house number where practicable, of the plaintiff and in default the action may be stayed and the solicitor may be directed to pay the costs.

(2) If the solicitor declares that the writ was not issued by him or with his authority or privity, an

order may be obtained *ex parte* directing that all proceedings be stayed, and thereafter no further proceedings shall be taken without leave. C.R.O. 1950, Reg. 464, r. 13.

14.—(1) Where an action is brought in the name of a firm or in a name or style other than the plaintiff's own name, the plaintiffs shall, on demand, declare forthwith in writing the names and places of residence of all the persons constituting the firm or carrying on business under such name or style.

(2) If the plaintiffs fail to comply with such demand, all proceedings in the action may, upon an application for that purpose, be stayed. C.R.O. 1950, Reg. 464, r. 14.

#### *Service*

15. Service of a writ of summons shall not be required where the defendant by his solicitor accepts service and undertakes to appear. C.R.O. 1950, Reg. 464, r. 15.

16.—(1) Except as hereinafter provided, in the absence of such acceptance of service every writ of summons shall be served personally, but, if it appears that the plaintiff is unable to effect prompt personal service, substituted service, by advertisement or otherwise, may be ordered.

(2) Substituted service may also be allowed of any other document that requires personal service. C.R.O. 1950, Reg. 464, r. 16.

17.—(1) The person serving a writ of summons shall, within three days after the service, endorse on the writ the day of the month and week of the service thereof and the date of the making of the endorsement, otherwise the plaintiff shall not be at liberty, in case of non-appearance, to proceed by default without leave, to be obtained at the sole cost of the plaintiff.

(2) Every affidavit of service of a writ of summons shall state the day on which such endorsement was made. C.R.O. 1950, Reg. 464, r. 17.

18.—(1) Where an infant is sued in respect of his interest in an estate, he shall be served by delivering a copy of the writ to the Official Guardian.

(2) The post office address of the father or guardian of such infant or of the person with whom or under whose care the infant is shall be endorsed on the copy of the writ so served.

(3) From the time of such service, the Official Guardian is the guardian *ad litem* of the infant, unless and until otherwise ordered, and it is the duty of the Official Guardian, or of any other guardian appointed for such infant, forthwith to attend to the interests of the infant, and to take all such proceedings as may be necessary for the protection of such interests in the proceeding in which he is appointed guardian, and for that purpose to communicate with all proper persons and parties, including the father or guardian of the infant and the person with whom or under whose care the infant is.

(4) In case there is more than one infant for whom service is made on the Official Guardian, one copy only of the writ need be served, but the name of each person on whose behalf the Official Guardian is served shall be stated on the copy served. C.R.O. 1950, Reg. 464, r. 18.

19. Where the action against an infant defendant is for the recovery of lands, goods or chattels of which he is personally in possession, service shall be made on the infant personally, and a copy of the writ endorsed as aforesaid shall also be delivered to the Official Guardian who may enter an appearance for the infant, in the absence of other order or direction. C.R.O. 1950, Reg. 464, r. 19.



20. Where the action is against an infant in respect of a personal tort or for the recovery of money only, the infant shall be served as in the case of an adult defendant. C.R.O. 1950, Reg. 464, r. 20.

21. Where a mentally incompetent person or person of unsound mind not so found by inquisition or judicial declaration is a defendant, service on the committee of the mentally incompetent person or on the person with whom the defendant of unsound mind resides, or under whose care he is, shall, unless otherwise ordered, be deemed good service. C.R.O. 1950, Reg. 464, r. 21.

NOTE: As to service on a mentally incompetent person in an institution, see *The Mental Hospitals Act*, R.S.O. 1960, c. 236, s. 80 *et seq.*

22. After service of the writ, no further proceedings shall be taken against a defendant who is a mentally incompetent person and has no committee, or no committee except the Public Trustee, or against a defendant of unsound mind not so found, until a guardian *ad litem* is appointed. C.R.O. 1950, Reg. 464, r. 22.

NOTE: As to service upon a patient in an institution, see *The Mental Hospitals Act*, R.S.O. 1960, c. 236, s. 88.

23.—(1) A corporation may be served with a writ of summons by delivering a copy to the mayor, warden, reeve, president, or other head officer, or on the township, town, city or county clerk, or on the cashier, treasurer or secretary, clerk or agent of such corporation or of any branch or agency thereof in Ontario, and any person who, within Ontario, transacts or carries on any of the business of, or any business for, a corporation whose chief place of business is out of Ontario, shall, for the purpose of being served as aforesaid, be deemed to be the agent thereof.

(2) Service may also be effected on any person appointed for that purpose under *The Corporations Act*.

(3) In the case of a railway, telegraph or express corporation, service may be effected on the agent of such corporation at any branch or agency thereof, or on any station master of the railway company, or on the telegraph operator or express agent having charge of any telegraph or express office belonging to such corporation. C.R.O. 1950, Reg. 464, r. 23.

24. Where service of a writ out of Ontario may be allowed and the defendant, whether a British subject or not, is, or was at the time the cause of action arose, carrying on business within Ontario, if the cause of action arose in respect of such business, an order may be made allowing service upon any person having the control or management of the business. C.R.O. 1950, Reg. 464, r. 24.

#### *Service Out of Ontario*

25.—(1) Service out of Ontario of a writ of summons or notice of writ may be allowed,

(a) where the whole subject-matter of the action is land situate within Ontario (with or without rents or profits);

(b) where any act, deed, will, contract, obligation or liability affecting land or hereditaments, situate within Ontario, is sought to be construed, rectified, set aside or enforced;

(c) where a will of a deceased person, who at the time of his death was domiciled within Ontario, affecting personal property is sought to be construed, or where the executors or administrators of any such person apply by way of originating notice under rule 607;

(d) where relief is sought against a person domiciled or ordinarily resident within Ontario;

(e) where administration is sought of the personal estate of a deceased person who at the time of his death was domiciled within Ontario, or the execution (as to property situate within Ontario) of the trusts of a written instrument of which the person to be served is a trustee, which ought to be executed according to the law of Ontario;

(f) where the action is in respect of a breach committed within Ontario of a contract wherever made, even though such breach was preceded by or accompanied by a breach out of Ontario which rendered impossible the performance of the part of the contract which ought to have been performed within Ontario;

(g) where the action is upon or in relation to a mortgage or charge or lien of any description upon personal property of any description within Ontario in which foreclosure, sale, possession or redemption is sought but in which a personal judgment or order for payment is not claimed unless a personal judgment or order for payment may be claimed under some other provision of this rule;

(h) where the action is founded on a tort committed within Ontario;

(i) where an injunction is sought as to anything done or to be done within Ontario, or any nuisance within Ontario is sought to be prevented or removed, whether damages are or are not claimed in respect thereof;

(j) where a person out of Ontario is a necessary or proper party to an action properly brought against another person duly served within Ontario;

(k) where the action is for any other matter and it appears that the plaintiff has a good cause of action against the defendant upon a contract or in respect of a claim for alimony, and that the defendant has assets in Ontario of a value of \$200 at least which may be rendered liable for the satisfaction of the judgment; but the order allowing service shall in such case provide that, if the defendant does not appear, the plaintiff shall prove his claim to the satisfaction of a judge before judgment is entered;

(l) in an action upon a contract where the parties have agreed that the courts of Ontario shall have jurisdiction to entertain the action or have agreed as to the manner in which service, either within or out of Ontario, of the writ in an action brought in Ontario may be affected. In either of such cases, service may be effected in the manner agreed upon or as may be ordered;

(m) where the action is founded upon a judgment of any court in Ontario; or

(n) in a matrimonial cause.

(2) Where it is necessary or proper to serve persons not already parties to an action with an office copy of any judgment or order or notice to prove claims thereunder, service of the same out of Ontario may be allowed.

(3) Service out of Ontario may also be allowed of an attaching order in cases falling within rule 597. C.R.O. 1950, Reg. 464, r. 25.

26. An application to allow service out of Ontario may be made *ex parte* and shall be supported by an affidavit stating that in the belief of the deponent the applicant has a right to the relief claimed, and showing in what place or country the person to be served is or

probably may be found, and whether he is a British subject or not, and that the case is a proper one for service out of Ontario under these rules. C.R.O. 1950, Reg. 464, r. 26.

27.—(1) An order allowing service of a writ of summons out of Ontario may be made before the writ is issued and shall limit the time for entering appearance.

(2) An order allowing service out of Ontario of a notice of motion or attaching order shall limit a time that must elapse after service before the day when the motion is to be heard.

(3) An order allowing service out of Ontario of a judgment or order or notice to prove claims thereunder shall limit a time for moving to add to, vary or set aside the judgment or order.

(4) In limiting the time, regard shall be had to the place where service is to be effected (Form 70). C.R.O. 1950, Reg. 464, r. 27.

28. Where a defendant is to be served out of Ontario with a writ of summons or notice in lieu thereof, the statement of claim shall be served therewith unless the writ is specially endorsed. C.R.O. 1950, Reg. 464, r. 28.

29. Where the defendant is to be served out of Ontario and he is neither a British subject nor in British dominions, notice of the writ and not the writ itself shall be served, and such notice shall, except as herein provided, be served personally unless otherwise directed. C.R.O. 1950, Reg. 464, r. 29.

30. Where service is to be effected upon a person, other than a British subject, in a foreign country to which this rule is by direction of the Chief Justice of Ontario made to apply, the following procedure shall be adopted:

1. The notice of the writ and statement of claim shall be transmitted by the Registrar of the Supreme Court to the Secretary of State for Canada with a copy thereof, translated into the language of the country in which service is to be effected, with a request for further transmission of the same to the government of the country in which it is to be served, with the request that service, either personal or in such manner as is consistent with the practice and usage of that country when personal service cannot be made, be effected and that return be made showing how such service has been effected.
2. Any such official return shall be regarded as proof of the facts therein stated.
3. The plaintiff's solicitor shall, before the papers are transmitted, pay or secure to the satisfaction of the Registrar a sum to answer the fees and charges in connection with such service. C.R.O. 1950, Reg. 464, r. 30, *revised*.

31. Where in a civil or commercial matter pending before a court or tribunal of a foreign country a letter of request from such court or tribunal for service on a person in Ontario of any process or citation in such matter is transmitted to the Supreme Court of Ontario, the following procedure shall be adopted:

1. The letter of request for service shall be accompanied by a translation thereof in the English language, and by two copies of the process or citation to be served, and two copies thereof in the English language.
2. Service of the process or citation shall, by a direction of a judge, be effected by any sheriff or his authorized agent.

3. Such service shall be effected by delivering to and leaving with the person to be served one copy of the process to be served and one copy of the translation thereof or may be effected in such other manner as is directed by the letter of request.

4. After service has been effected, the process shall be returned to the Registrar of the Supreme Court, together with the evidence of service by affidavit of the person effecting the service, sworn before a notary public and verified by his seal, and particulars of charges for the cost of effecting such service.

5. The Registrar of the Supreme Court shall return the letter of request for service, together with the evidence of service, with a certificate appended thereto (Form 17) duly sealed with the seal of the said court.

6. Nothing in this rule prevents service from being effected in any other manner in which it may now be made. C.R.O. 1950, Reg. 464, r. 31, *revised*.

#### *Endorsement of Claim*

32. Upon every writ of summons the plaintiff shall endorse a concise statement of his claim, but it is not essential to set forth the precise ground of complaint or the precise remedy or relief sought (Form 7). C.R.O. 1950, Reg. 464, r. 32.

#### *Special Endorsements*

33.—(1) The writ of summons may, at the option of the plaintiff, be specially endorsed with a statement of claim, where the plaintiff seeks to recover a debt or liquidated demand in money (with or without interest, and whether the interest be payable by way of damages or otherwise), arising,

- (a) on a contract, express or implied (as, for instance, on a bill of exchange, promissory note, cheque or other simple contract debt); or
- (b) on a bond or contract under seal for payment of a liquidated sum, or on a judgment; or
- (c) on a statute where the amount sought to be recovered is a fixed sum of money or in the nature of a debt other than a penalty; or
- (d) on a guaranty, whether under seal or not, where the claim against the principal is in respect of a debt or liquidated demand; or
- (e) on a trust;

and also,

- (f) in actions for the recovery of land (with or without a claim for rent or mesne profits);
- (g) in actions for the recovery of chattels; and
- (h) in actions for foreclosure, sale or redemption.

(2) The writ in such case shall be in accordance with Form 8.

(3) Where a writ is specially endorsed in respect of any of the above claims, the plaintiff may also claim in respect of any other matter. C.R.O. 1950, Reg. 464, r. 33; O. Reg. 9/54, s. 1.

34. Where the plaintiff in an action of dower claims damages for detention of her dower, the endorsement shall contain a statement that the plaintiff claims damages for the detention of her dower from some day to be stated. C.R.O. 1950, Reg. 464, r. 34.



## DEFAULT OF APPEARANCE

35. Except where otherwise provided or otherwise ordered, a defendant who fails to appear is not entitled to notice of any subsequent proceedings in the action. C.R.O. 1950, Reg. 464, r. 35.

36. Where a defendant fails to appear, the plaintiff, before signing judgment or noting the pleadings closed, shall file an affidavit of service of the writ, or the notice in lieu thereof, or the undertaking of the defendant's solicitor accepting service and agreeing to enter an appearance, with an affidavit verifying the undertaking, as the case may be. C.R.O. 1950, Reg. 464, r. 36.

37. Where the writ is specially endorsed for a debt or liquidated demand in money and any defendant fails to appear, the plaintiff, notwithstanding that the writ may be endorsed with any other claim, may, as against such defendant, sign final judgment for any sum not exceeding the amount for which the writ is so specially endorsed, together with interest as claimed to the date of the judgment, and for his costs, without prejudice to his right to proceed with the action against any other defendant, and as to any other claims endorsed (Form 92). C.R.O. 1950, Reg. 464, r. 37.

38.—(1) Where the writ is specially endorsed with a claim for the recovery of chattels and any defendant fails to appear, the plaintiff, notwithstanding that the writ may be endorsed with any other claim, may, as against such defendant, sign final judgment for the recovery of the chattels and his costs without prejudice to his right to proceed with the action against any other defendant and as to any other claims endorsed (Form 98).

(2) Where the claim endorsed upon the writ includes a claim for the detention of goods and pecuniary damages, or either of them, and any defendant fails to appear, interlocutory judgment may be signed against such defendant, directing an assessment of damages, without prejudice to the right of the plaintiff to proceed against any other defendants or for any other claim, and such damages may, unless otherwise ordered, be assessed, as against such defendant, either before or at the same time as the trial of the action, against any other defendant, or for any other claim, or the court may order that instead of an assessment the value of the goods and amount of damages, or either of them, shall be ascertained by a reference or in any other way (Form 99).

(3) When interlocutory judgment has been signed and damages have been assessed, a final judgment for the recovery of the damages awarded may be entered (Form 100). C.R.O. 1950, Reg. 464, r. 38.

39. No interlocutory judgment shall be signed for default of appearance unless the precise cause of action is clearly stated in the endorsement of the writ. C.R.O. 1950, Reg. 464, r. 39.

40.—(1) Where a defendant fails to appear in an action for dower, the plaintiff may sign judgment of seisin forthwith and sue out a writ of assignment of dower, but she is not, unless otherwise ordered, entitled to costs (Form 97).

(2) Where the plaintiff claims arrears of dower or damages for detention of her dower, the entry of a judgment of seisin and the taking of proceedings for the assignment of her dower thereunder do not prevent her from proceeding with the action for the recovery of such arrears or damages. C.R.O. 1950, Reg. 464, r. 40.

41.—(1) Where an action is for or includes a claim for the recovery of land and any defendant fails to appear, or where an appearance is entered but the defence is limited to part only, the plaintiff, notwithstanding that the writ may be endorsed with any other

claim, may sign judgment against such defendant for possession of the land or of the part thereof to which the defence does not apply, without prejudice to the right of the plaintiff to proceed against any other defendant or for any other relief (Form 93).

(2) Where judgment by default is signed, but is not signed against all the defendants, a writ of possession shall not be issued unless directed by a judge. C.R.O. 1950, Reg. 464, r. 41.

42. Where an action is for or includes a claim for the recovery of land and any defendant fails to appear and the writ is endorsed with a claim for mesne profits, arrears of rent, or double value in respect of the premises claimed or any part of them, or damages for breach of contract, or wrong or injury to the premises claimed, the plaintiff may sign judgment against such defendant for possession, and may proceed as to the other claims (Form 95). C.R.O. 1950, Reg. 464, r. 42.

43. Where a defendant fails to appear in an action for recovery of land, the plaintiff is not entitled to costs unless he filed an affidavit showing that such defendant was at the time of the issue of the writ in actual adverse possession of the land or obtains an order allowing him to sign judgment as well for his costs as for possession of the land. C.R.O. 1950, Reg. 464, r. 43.

44. In all cases not hereinbefore provided for, a statement of claim must be delivered. C.R.O. 1950, Reg. 464, r. 44.

## APPEARANCE, ETC.

45. Where a defendant is served within Ontario, he shall appear within ten days, including the day of service. C.R.O. 1950, Reg. 464, r. 45.

46. A defendant shall appear by filing with the proper officer a memorandum in writing, if he appears by solicitor, stating the name and place of business of such solicitor, or, if he appears in person, stating that he defends in person, and giving his address and naming a place to be called his address for service, which shall not be more than two miles from the office from which the writ of summons was issued (Form 6). C.R.O. 1950, Reg. 464, r. 46.

47. If the memorandum does not contain the address of the solicitor or the defendant, as the case may be, it shall not be filed, and, if such address is illusory or fictitious, the appearance may be set aside. C.R.O. 1950, Reg. 464, r. 47.

48. Where a defendant desires to contend that an order for service out of Ontario could not properly be made, a conditional appearance may be entered by leave. C.R.O. 1950, Reg. 464, r. 48.

49. A defendant may appear at any time before judgment. C.R.O. 1950, Reg. 464, r. 49.

50. A defendant appearing to a writ endorsed to recover a money demand may in his appearance state that he disputes only the amount claimed, and the plaintiff may thereupon proceed to take an account of the amount due to him before the officer with whom the judgment is to be signed on four clear days' notice, and judgment may be signed for the amount found due, or the plaintiff may move for a judgment of reference. C.R.O. 1950, Reg. 464, r. 50.

51.—(1) A defendant in an action for dower may, with his appearance, file an acknowledgment that he is tenant of the freehold of the land named in the writ, together with his consent that the plaintiff may have judgment for her dower therein, and may take the proceedings authorized by *The Dower Act* to have the same assigned to her, unless the parties otherwise agree, and he shall forthwith serve the plaintiff or her solicitor with a copy of such acknowledgment and consent, and upon such consent the plaintiff may

enter judgment of seisin, and may obtain a writ of assignment of dower, but is not, without an order, entitled to tax or recover the costs of the action or judgment against the defendant.

(2) The entry of a judgment of seisin and the taking of proceedings for the assignment of her dower thereunder does not prevent the plaintiff from proceeding with the action for the recovery of arrears of dower or damages.

(3) Where the defendant has filed and served such acknowledgment and consent and the plaintiff does not within three months thereafter sue out and cause to be executed a writ of assignment of dower, the defendant may, by leave, sue out such writ, and the writ shall be, as nearly as may be, in the same form as a writ sued out by the plaintiff, and the like proceedings shall be had thereon. C.R.O. 1950, Reg. 464, r. 51.

52. In an action for dower, the landlord or other person under whom a tenant in possession, who is not also tenant of the freehold, holds or entered into possession, may, without leave, appear and defend by filing with his appearance an affidavit that he is tenant of the freehold, and is advised and believes that there is good ground for disputing the plaintiff's claim to dower. C.R.O. 1950, Reg. 464, r. 52.

53. Any person not named as a defendant in a writ for the recovery of land, may, without leave, appear and defend by filing with his appearance an affidavit stating that he is in possession either by himself or his tenant, as the case may be. C.R.O. 1950, Reg. 464, r. 53.

54. Any person entering an appearance under the two preceding rules shall forthwith give notice thereof, and shall in all subsequent proceedings be named as a party defendant, and, if notice of appearance is not forthwith given, the plaintiff may proceed as in case of non-appearance. C.R.O. 1950, Reg. 464, r. 54.

55. Any person appearing to a writ for the recovery of land may limit his defence to a part only of the land, describing the part with reasonable certainty in his appearance, or in a notice to be served within four days after appearance (Forms 10 and 30), and thereupon the plaintiff may sign judgment for the recovery of possession of the land as to which no defence is made (Form 96). C.R.O. 1950, Reg. 464, r. 55.

56.—(1) Where the writ is specially endorsed, the defendant shall with his appearance file an affidavit made by the defendant or by any person having knowledge of the facts that he has a good defence upon the merits and showing the nature of his defence, with the facts and circumstances which he deems entitle him to defend the action, and shall forthwith serve a copy of such affidavit upon the plaintiff.

(2) A counter-claim shall be deemed to be a defence within the meaning of this rule.

(3) If the defendant fails to file an affidavit, the appearance shall not be received and the plaintiff is entitled to sign judgment for default of appearance.

(4) An affidavit of merits is not necessary where an appearance is entered by the Official Guardian for an infant or mentally incompetent person, or by an executor or administrator or trustee, or an assignee for the benefit of creditors or a liquidator or receiver, or the committee for an absentee, who swears that after careful inquiry he does not feel justified in admitting the plaintiff's claim and desires that it shall be proved, or by the Public Trustee appearing as committee of a mentally incompetent person. C.R.O. 1950, Reg. 464, r. 56.

#### MOTION FOR JUDGMENT ON SPECIALLY ENDORSED WRITS AND IN ACTIONS FOR ACCOUNT

57.—(1) Where the defendant appears to a writ specially endorsed and files an affidavit of merits, the plaintiff may cross-examine upon such affidavit and move for judgment, and, if the court is satisfied that the defendant has not a good defence to the action on the merits or has not disclosed such facts as may be deemed sufficient to entitle him to defend the action, judgment may be given for the plaintiff.

(2) Such motion may be made in respect of a cause of action specially endorsed, though the writ may also be endorsed with any other claim.

(3) On any such motion, any amendment of the writ that might be ordered on a substantive motion may be directed, and judgment may be awarded in accordance with the writ as amended.

(4) Where a counter-claim is set up, regard shall be had to rule 118. C.R.O. 1950, Reg. 464, r. 57.

58. Where the defence disclosed applies only to a part of the plaintiff's claim, or any part of his claim is admitted to be due, the plaintiff shall have judgment forthwith for such part of his claim as the defence does not apply to, or as is admitted to be due, subject to such terms, if any, as to suspending execution or payment into court as seem just, and the defendant may be allowed to defend as to the residue of the plaintiff's claim, or a reference may be directed under rule 61. C.R.O. 1950, Reg. 464, r. 58.

59. Judgment may be awarded and execution issued against any defendant without prejudice to the plaintiff's right to proceed against any other defendant. C.R.O. 1950, Reg. 464, r. 59.

60. On any such motion, an order may be made giving the defendant leave to defend either unconditionally or subject to such terms as seem just, or for a speedy trial of the action with or without pleadings upon such terms as are deemed proper. C.R.O. 1950, Reg. 464, r. 60.

61. On any such motion, if it appears that the defence disclosed is substantial only as to the amount recoverable, the court may direct a reference, and either pronounce judgment to take effect on the confirmation of the report, or reserve further directions and questions of costs for consideration after the report is made. C.R.O. 1950, Reg. 464, r. 61.

62. Where a writ is specially endorsed and some special reason for urgency is shown, the plaintiff may, at any time, by leave, serve notice of motion for judgment and such leave may be given *ex parte* and subject to such directions as to the service of the notice of motion and filing and service of the affidavits and otherwise as seem just. C.R.O. 1950, Reg. 464, r. 62.

63. In default of appearance where the plaintiff's claim is for an account, the plaintiff may apply for a judgment for the taking of the account claimed, with all directions usual in similar cases. C.R.O. 1950, Reg. 464, r. 63.

64. Where the plaintiff's claim is for an account and appearance is entered, the plaintiff may move for judgment without pleading, and, unless the defendant satisfies the court that there is some preliminary question to be tried, the appropriate judgment shall be pronounced. C.R.O. 1950, Reg. 464, r. 64.

65. The court may, at any stage of the proceedings in a cause or matter, direct any necessary inquiries or accounts to be made or taken, notwithstanding that some special or further relief is sought, or some issue is to be tried, as to which it may be proper that the cause or matter should proceed in the ordinary manner. C.R.O. 1950, Reg. 464, r. 65.



## PARTIES AND JOINDER OF CAUSES OF ACTION

*Generally*

66. All persons may be joined in an action as plaintiffs in whom any right to relief in respect of or arising out of the same transaction or occurrence, or series of transactions or occurrences, is alleged to exist, whether jointly, severally or in the alternative, where if such persons brought separate actions any common question of law or fact would arise; but, if, upon the application of a defendant, it appears that such joinder may embarrass or delay the trial of the action, the court may order separate trials, or make such other order as may be expedient; and, without any amendment, judgment may be given for such one or more of the plaintiffs as may be found entitled to relief, for such relief as he or they may be entitled to, but the defendant, though unsuccessful, is entitled to his costs occasioned by joining any person who is not found entitled to relief, unless the court otherwise orders. C.R.O. 1950, Reg. 464, r. 66.

67. Where the plaintiff claims that the same transaction or occurrence, or series of transactions or occurrences, give him a cause of action against one or more persons, or, where he is in doubt as to the person from whom he is entitled to redress, he may join as defendants all persons against whom he claims any right to relief, whether jointly, severally or in the alternative, and judgment may be given against one or more of the defendants according to their respective liabilities, but the court may order separate trials or make such other order as is deemed expedient if such joinder is deemed oppressive or unfair. C.R.O. 1950, Reg. 464, r. 67.

68. It is not necessary that every defendant to an action be interested as to all the relief claimed, or as to every cause of action included therein. C.R.O. 1950, Reg. 464, r. 68.

69. A plaintiff may unite, in the same action, several causes of action. C.R.O. 1950, Reg. 464, r. 69.

70. A claim by or against husband and wife may be joined with a claim by or against either of them separately. C.R.O. 1950, Reg. 464, r. 70.

71. A claim by or against an executor or administrator may be joined with a claim by or against him personally if the last mentioned claim is alleged to have arisen with reference to the estate represented by him in the action. C.R.O. 1950, Reg. 464, r. 71.

72. A claim by plaintiffs jointly may be joined with a claim by them or any of them separately against the same defendant. C.R.O. 1950, Reg. 464, r. 72.

73. If several causes of action joined in the same action are such as cannot be conveniently disposed of in one action, the court may order any of them to be excluded, or may direct the issues respecting the separate causes of action to be tried separately. C.R.O. 1950, Reg. 464, r. 73.

74.—(1) Trustees, executors and administrators may sue and be sued on behalf of, or as representing, the property or estate of which they are trustees or representatives, without joining any of the persons beneficially interested, and shall represent them; but the court may at any time order any of them to be made parties in addition to, or in lieu of, the previous parties.

(2) This rule applies to an action to enforce a security by foreclosure or otherwise. C.R.O. 1950, Reg. 464, r. 74.

NOTE: As to parties to mortgage actions where no personal representative, see R.S.O. 1960, c. 106, s. 9.

75. Where there are numerous persons having the same interest, one or more may sue or be sued or may be authorized by the court to defend on behalf of, or for the benefit of, all. C.R.O. 1950, Reg. 464, r. 75.

76. Where the right of an heir at law or of the next of kin, or of a class, or of an unborn person, depends upon the construction of an instrument, and it is not known or is difficult to ascertain who is such heir at law or next of kin or class, and the court deems it convenient to have the question determined before the heir at law, next of kin or class in question is ascertained, or before the birth of any unborn person, the court may appoint some person to represent the heir at law, next of kin or class, or unborn person, and the judgment of the court is binding upon the person or class or unborn person so represented. C.R.O. 1950, Reg. 464, r. 76.

77. The court may appoint some person to represent, for the purposes of any action or proceeding, the interest of any person or class, who may be not ascertained or who may be unborn, and the judgment of the court is binding upon the person or class so represented. C.R.O. 1950, Reg. 464, r. 77.

78. In any proceedings under *The Variation of Trusts Act*, the court may appoint some person to represent the interest of any person or class which may be affected thereby. O. Reg. 101/59, s. 2.

79. Where in a proceeding concerning a trust a compromise is proposed and some of the persons interested in the compromise are not parties to the proceeding, but there are other persons in the same interest before the court and assenting to the compromise, the court, if satisfied that the compromise will be for the benefit of the absent persons and that to require service on them would cause unreasonable expense or delay, may approve the compromise and order that the same shall be binding on the absent persons, and they are bound accordingly, except where the order has been obtained by fraud or non-disclosure of material facts. C.R.O. 1950, Reg. 464, r. 78.

80. A residuary legatee or next of kin may have a judgment for the administration of the personal estate or a deceased person without serving the other residuary legatees or next of kin. C.R.O. 1950, Reg. 464, r. 79.

81. A legatee interested in a legacy charged upon real estate or a person interested in the proceeds of real estate directed to be sold may have a judgment for the administration of the estate of a deceased person without serving any other legatee or person interested in the proceeds. C.R.O. 1950, Reg. 464, r. 80.

82. A residuary devisee or heir may have the like judgment without serving any other residuary devisee or heir. C.R.O. 1950, Reg. 464, r. 81.

83. One *cestui que trust* under an instrument may have a judgment for the execution of the trusts of the instrument without serving the other *cestuis que trust*. C.R.O. 1950, Reg. 464, r. 82.

84. In actions for the protection of property and in cases in the nature of waste, one person may sue on behalf of himself and of all persons having the same interest. C.R.O. 1950, Reg. 464, r. 83.

85. An executor, administrator or trustee may obtain a judgment against any one legatee, next of kin or *cestui que trust* for the administration of the estate or the execution of the trusts. C.R.O. 1950, Reg. 464, r. 84.

86. The court may require any other person to be made a party to an action to which rules 80 to 85 apply, and may give the conduct of the action to such party as it deems proper, and may make such order

as it deems just for placing the plaintiff on the record on the same footing in regard to costs as other persons having a common interest with him in the matter in question. C.R.O. 1950, Reg. 464, r. 85.

87. Where a reference is directed, the persons who, but for rules 80 to 85, would have been necessary parties shall be served with an office copy of the judgment (unless the court or Master dispenses with such service) endorsed with a notice according to Form 43, and after such service they are bound by the proceedings in the same manner as if they had been originally made parties; and, upon notice to the plaintiff, they may at their own risk as to costs require notice to be given them to enable them to attend the proceedings under the judgment, and any person so served may apply to the court to add to, vary or set aside the judgment within ten days from the date of such service. C.R.O. 1950, Reg. 464, r. 86.

88. In administration proceedings, no person, other than the executor or administrator, is, unless by leave, entitled to appear on the claim of any person against the estate of the deceased. C.R.O. 1950, Reg. 464, r. 87.

89. An assignee of a chose in action may sue in respect thereof without making the assignor a party. C.R.O. 1950, Reg. 464, r. 88. (See R.S.O. 1960, c. 66, s. 54.)

90. The court, if it thinks fit, may pronounce a judgment saving the rights of all persons not parties. C.R.O. 1950, Reg. 464, r. 89.

91. Where it appears that a deceased person who was interested in the matters in question has no personal representative, the court may either proceed in the absence of any person representing his estate or may, on such notice as seems proper, appoint some person to represent the estate for all the purposes of the action or other proceeding, notwithstanding that the estate in question may have a substantial interest in the matters, or that there may be active duties to be performed by the person so appointed, or that he may represent interests adverse to the plaintiff, or that administration of the estate whereof representation is sought is claimed; and the order so made and any orders consequent thereon bind the estate of such deceased person in the same manner as if a duly appointed personal representative of such person had been a party to the action or proceeding. C.R.O. 1950, Reg. 464, r. 90.

#### *Infants and Mentally Incompetent Persons*

92.—(1) An infant may sue or counterclaim by his next friend, and may defend by his guardian appointed for that purpose or by the Official Guardian, as the case may be.

(2) Where the Official Guardian is guardian *ad litem* for an infant, he may act as next friend for the purpose of asserting a counterclaim on behalf of the infant. O. Reg. 118/56, s. 1.

93. Where an infant defendant is not represented by the Official Guardian, a guardian may be appointed for him by the court. C.R.O. 1950, Reg. 464, r. 92.

94. Where the appointment of a guardian, other than the Official Guardian, to defend an action or matter is desired, the court may appoint a guardian for that purpose upon being satisfied by affidavit that the proposed guardian is a fit and proper person and has no adverse interest; and the court may examine the proposed guardian or the person making the affidavit, *viva voce*, or require further evidence to be adduced until satisfied of the propriety of the appointment. O. Reg. 118/56, s. 2.

95. A mentally incompetent person not so found by inquisition or judicial declaration may sue by his next friend and may defend by his guardian. C.R.O. 1950, Reg. 464, r. 94.

96.—(1) Where no appearance has been entered to a writ of summons for a defendant who is a mentally incompetent person not so found, the plaintiff may apply for an order that a guardian of such defendant be appointed, by whom he may appear and defend.

(2) No such order shall be made unless it appears that the writ was duly served and that notice of the application was, after the expiration of the time allowed for appearance and at least six clear days before the day in the notice named for hearing the application, served upon or left at the dwelling-house of the person with whom the defendant resides or under whose care he is at the time of serving such notice.

(3) The Official Guardian shall be appointed, unless for good reason it is otherwise directed.

(4) Where the mentally incompetent person is confined in a public hospital, the Public Trustee shall be appointed unless otherwise ordered. C.R.O. 1950, Reg. 464, r. 95.

97. Where a mentally incompetent person not so found by inquisition or judicial declaration is served with an office copy of a judgment or order or is made a party after judgment, a guardian *ad litem* shall be appointed for him after the like notice. C.R.O. 1950, Reg. 464, r. 96.

98. A mentally incompetent person who has been so found, and an absentee, may sue or defend by his committee. C.R.O. 1950, Reg. 464, r. 97.

99. A person who has been declared incapable under section 36 of *The Mental Incompetency Act* shall be represented by a person who is authorized under that Act. C.R.O. 1950, Reg. 464, r. 98.

100. Unless otherwise ordered, before the name of a person is used as next friend or as relator, such person shall sign a written authority to the solicitor for that purpose, and the authority shall be filed in the office in which the cause or matter is commenced. C.R.O. 1950, Reg. 464, r. 99.

101. An action against a mentally incompetent person confined in a public hospital may be stayed upon an application made by the Public Trustee if it appears to the judge that the stay will work no injustice and will tend to facilitate the advantageous realization of the mentally incompetent person's estate. C.R.O. 1950, Reg. 464, r. 99A.

#### *Partners, etc.*

102. Any two or more persons, whether British subjects or not and whether residing within or out of Ontario, claiming or being liable as partners and carrying on business within Ontario may sue or be sued in the name of the firm of which such persons were co-partners at the time of the accruing of the cause of action. C.R.O. 1950, Reg. 464, r. 100.

103. Where persons are sued as partners in the name of the firm, the writ shall be served either upon any one or more of the partners, or at the principal place within Ontario of the business of the partnership, upon any person having the control or management of the partnership business there; and such service shall be deemed good service upon the firm whether any of the members thereof are out of Ontario or not, but, in the case of a partnership that has been dissolved to the knowledge of the plaintiff before action, the writ of summons shall be served upon every person within Ontario sought to be made liable, and every person so served shall be informed by notice in writing given at the time of service whether he is served as a partner or as a person having the control or management of the partnership business, or in both characters,



and in default of such notice the person served shall be deemed to be served as a partner. C.R.O. 1950, Reg. 464, r. 101.

**104.** Persons sued as partners in the name of the firm shall appear individually in their own names, but all subsequent proceedings shall continue in the name of the firm. C.R.O. 1950, Reg. 464, r. 102.

**105.** Where a writ is served upon a person as the person having the control or management of the partnership business, an appearance by him is not necessary unless he is a member of the firm. C.R.O. 1950, Reg. 464, r. 103.

**106.** A person served as a partner may,

- (a) enter an appearance under protest, denying that he is a partner, but such appearance does not preclude the plaintiff from otherwise serving the firm and obtaining judgment against the firm in default of appearance if no partner has entered an appearance in the ordinary form; or
- (b) enter an appearance not only denying that he is a partner but also disputing the plaintiff's claim. C.R.O. 1950, Reg. 464, r. 104.

**107.**—(1) Where a judgment or order is obtained against a firm, execution may issue against the property of,

- (a) the partnership;
- (b) any person who has by his appearance or notice under rule 14 or pleading admitted that he is or who has been adjudged to be a partner;
- (c) any person who has been served as a partner with the writ of summons and has failed to appear.

(2) If the party who has obtained the judgment or order claims to be entitled to issue execution against any other person as being a member of the firm, he may apply for leave so to do, and the court may give such leave if the liability be not disputed, or, if disputed, after such liability has been determined in such manner as the court directs. C.R.O. 1950, Reg. 464, r. 105.

**108.** A judgment against a firm in the firm name does not release, render liable or affect any member thereof who was out of Ontario when the writ was issued and who has not appeared thereto, unless he has been served either within Ontario or in accordance with the rules respecting service out of Ontario, but this rule does not prevent the enforcement of the judgment against partnership property. C.R.O. 1950, Reg. 464, r. 106.

**109.** Rules 102 to 108 apply to actions between a firm and one or more of the members and to actions between firms having one or more members in common, if the firm or firms carry on business within Ontario, but execution shall not issue in such actions without leave, and, on application for leave, all such accounts and inquiries may be ordered and directions given as seem just. C.R.O. 1950, Reg. 464, r. 107.

**110.**—(1) Any person, whether a British subject or not, and whether residing within or out of Ontario, carrying on business within Ontario in a name or style other than his own name may be sued in such name or style.

(2) The writ may be served upon the person so carrying on the business if he be within Ontario, or at the place of business within Ontario (or if there are several such places, at the place within the county in which the cause of action arose), upon any person having the control or management of the business there.

(3) The person upon whom the writ is served shall be informed by notice in writing, given at the time of service, whether he is served as the person carrying on the business or as a person having the control or management of it, and in default of such notice he shall be deemed to be served as the person carrying on the business.

(4) The person so sued shall appear in his own name, but all subsequent proceedings shall continue in such name or style.

(5) A person served as the person carrying on the business may enter an appearance under protest denying that he is the person so carrying on the business, but such appearance does not preclude the plaintiff from otherwise serving the person sued or from obtaining judgment in default of appearance in the ordinary form by the person so sued.

(6) Any judgment or order in the action may be enforced by execution against,

- (a) the property of the person so sued, used or employed in or in connection with the business;
- (b) any property of a person who by his appearance or by notice under rule 14 has admitted that he is or has been adjudged to be the person carrying on the business, or has been served with the writ as the person carrying on the business and has failed to appear.

(7) Where judgment has been signed for default of appearance and the writ has not been personally served upon the person whom the plaintiff alleges to be carrying on the business, the court may give leave to issue execution against such person if his liability be not disputed, or, if disputed, after it has been determined in such manner as the court directs. C.R.O. 1950, Reg. 464, r. 108.

#### PLEADINGS

##### *General Provisions*

**111.**—(1) The plaintiff shall state the nature of his claim and the relief sought in a pleading to be called the "statement of claim" and may therein alter, modify or extend his claim as endorsed upon the writ.

(2) Where a defendant has not appeared and the statement of claim alters, modifies or extends the claim as endorsed upon the writ, the plaintiff is not entitled to judgment on default of defence unless the statement of claim is served personally or in pursuance of an order for substitutional service. C.R.O. 1950, Reg. 464, s. 109.

*NOTE: In all actions proceeding to trial, pleadings are necessary, even though the writ has been specially endorsed and an affidavit of merits has been filed, unless an order has been made under rule 60 for a trial without pleadings.*

**112.** The plaintiff shall deliver his statement of claim within one month from the entering of appearance or at any time before appearance, and, where there is more than one defendant, the statement of claim shall be delivered within a month from the last appearance or from the time when the last appearance should have been entered. C.R.O. 1950, Reg. 464, r. 110.

**113.** The defendant shall deliver his defence and counter-claim, if any, within ten days from the delivery of the statement of claim or from the time limited for appearance, whichever is later. C.R.O. 1950, Reg. 464, r. 111.

**114.** Where a defendant sets up a counter-claim which raises questions between himself and the plaintiff and any other person, he shall add a second style of

cause in which he is described as "Plaintiff by Counter-claim" and the plaintiff and such other person are described as "Defendants by Counter-claim", and shall deliver his counter-claim to such of them as are parties to the action within the period limited for the defence and shall serve the same without delay upon such of them as are not parties to the action together with a summons accordingly to Form 26, issued from the proper office and a copy of the statement of claim. C.R.O. 1950, Reg. 464, r. 112.

115. Any defendant to a counter-claim shall within ten days after service thereof on him deliver a defence thereto and the plaintiff by counter-claim may reply within ten days. C.R.O. 1950, Reg. 464, r. 113.

116. A defendant may set up by way of counter-claim any right or claim whether the same sounds in damages or not. C.R.O. 1950, Reg. 464, r. 114.

117. A counter-claim shall be treated as an action so as to enable the court to pronounce a final judgment upon all matters set up therein. C.R.O. 1950, Reg. 464, r. 115.

118. Where a defendant does not dispute the plaintiff's claim but sets up a counter-claim, the court may stay proceedings respecting the claim until the counter-claim is disposed of. C.R.O. 1950, Reg. 464, r. 116.

119. Where a plaintiff does not dispute the defendant's counter-claim, the court may stay proceedings upon the counter-claim until the claim is disposed of. C.R.O. 1950, Reg. 464, r. 117.

120. A plaintiff shall deliver his reply, if any, within ten days after the defence or the last of the defences has been delivered. C.R.O. 1950, Reg. 464, r. 118.

121. No pleading subsequent to reply shall be delivered without leave. C.R.O. 1950, Reg. 464, r. 119.

122. As soon as either party has joined issue upon any pleading of the opposite party, or as soon as the time for delivering a reply or subsequent pleading has expired, the pleadings shall be deemed to be closed. C.R.O. 1950, Reg. 464, r. 120.

123. Where a party makes default in delivering a statement of defence to the statement of claim or to the counter-claim within the time limited therefor in cases where judgment cannot be signed, the opposite party may, upon proof of the default, by *praecipe* to the officer with whom the pleadings are filed, require him to note the default, and thereafter no pleading by the party in default shall be received or filed without the leave of the court but, until default is so noted, the party in default may file his pleading. C.R.O. 1950, Reg. 464, r. 121.

124. Either party is entitled to raise by his pleadings any point of law, and by consent of the parties or by leave of a judge, the point of law may be set down for hearing at any time before the trial, otherwise it shall be disposed of at the trial. C.R.O. 1950, Reg. 464, r. 122.

125. Upon the determination of the point of law, the court may pronounce such judgment as is deemed proper. C.R.O. 1950, Reg. 464, r. 123.

126. A judge may order any pleading to be struck out on the ground that it discloses no reasonable cause of action or answer, and in any such case, or in case of the action or defence being shown to be frivolous or vexatious, may order the action to be stayed or dismissed, or judgment to be entered accordingly. C.R.O. 1950, Reg. 464, r. 124.

127. Where an issue is directed to be tried, it shall, if the parties differ, be settled in chambers, and as

soon as it is settled, it shall be filed in the office in which the proceedings are carried on, and thereafter the proceedings in the issue shall be carried on in the same manner as the proceedings in an action. C.R.O. 1950, Reg. 464, r. 125, *revised*.

128.—(1) The parties to any cause may concur in stating questions of law arising in the form of a special case for the opinion of the court and may agree that, on the judgment of the court being given in the affirmative or negative to the question or questions of law raised, certain specific relief may be awarded.

(2) Upon the argument of the case, the entire contents of the documents referred to therein may be read, and the court may draw from the facts and documents any inference, either of fact or law, as at a trial. C.R.O. 1950, Reg. 464, r. 126.

129. A plaintiff may, without leave, amend his statement of claim, including a claim specially endorsed on the writ, once, either before the statement of defence has been delivered, or after it has been delivered and before the expiration of the time limited for reply, and before replying. C.R.O. 1950, Reg. 464, s. 127.

130. Where a plaintiff has amended his statement of claim, the opposite party shall plead thereto or amend his pleading within the time he then has to plead, or within ten days from the delivery of the amendment, whichever last expires, and, in case the opposite party has pleaded before the delivery of the amendment and does not plead again or amend within the time above mentioned, he shall be deemed to rely on his original pleading in answer to such amendment. C.R.O. 1950, Reg. 464, r. 128.

131. Either party may amend his pleadings at any time on filing the written consent of the opposite party. C.R.O. 1950, Reg. 464, r. 129.

132. An amendment may be made by leave of the court, or of the judge at the trial, and such amendment shall be at once made on the face of the record. C.R.O. 1950, Reg. 464, r. 130.

133. A party who has obtained leave to amend shall make the amendment within the time limited by the order, or, if no time is limited, within ten days from the date of the order. C.R.O. 1950, Reg. 464, r. 131.

134. A pleading may be amended by written alterations in the copies filed and served and by additions on paper to be interleaved therewith if necessary, unless the amendments are so numerous or of such a nature that making them in the copies filed and served would render them difficult or inconvenient to read, in either of which cases the amendment shall be made by delivering a fresh copy of the pleading as amended. C.R.O. 1950, Reg. 464, r. 132.

135. Where a pleading is amended, a memorandum shall be made in the margin stating the date of and authority for the amendment, and the amendment shall be written or underlined in ink of a different colour from that used in the original pleading. C.R.O. 1950, Reg. 464, r. 133.

136.—(1) The court may, at any stage of the proceedings, order that the name of a plaintiff or defendant improperly joined be struck out, and that any person who ought to have been joined, or whose presence is necessary in order to enable the court effectually and completely to adjudicate upon the questions involved in the action, be added or, where an action has through a *bona fide* mistake been commenced in the name of the wrong person as plaintiff or where it is doubtful whether it has been commenced in the name of the right plaintiff, the court may order any person to be substituted or added as plaintiff.

(2) No person shall be added or substituted as a plaintiff or as the next friend of a plaintiff without his own consent in writing thereto being filed.



(3) Parties added or substituted as defendants shall, unless otherwise ordered, be served with the amended writ of summons, and the proceedings as against them shall be deemed to have begun only at the time when they are added. C.R.O. 1950, Reg. 464, r. 134.

**137.** If a statement of claim has been delivered previously to a defendant being added, it shall be amended in such manner as the making of the new defendant a party may render desirable, and a copy of the amended statement of claim shall also be served on the new defendant. C.R.O. 1950, Reg. 464, r. 135.

**138.** The court may order that any pleading, petition of affidavit, or any part of a pleading, petition or affidavit, which is scandalous, be taken off the file, or may direct the scandalous matter to be expunged. C.R.O. 1950, Reg. 464, r. 136.

**139.** Any pleading that may tend to prejudice, embarrass or delay the fair trial of the action may be struck out or amended. C.R.O. 1950, Reg. 464, r. 137.

**140.** A further and better statement of the nature of the claim or defence or further and better particulars of any matter stated in any pleading or special endorsement may be ordered in all cases (Form 71). C.R.O. 1950, Reg. 464, r. 138.

#### GENERAL RULES OF PLEADING

**141.** Every writ, pleading or other document may be printed, typewritten or written in whole or in part. C.R.O. 1950, Reg. 464, r. 139.

**142.** Every pleading shall be filed, and served upon all parties concerned therewith, and shall be marked on the face with the date of filing, and with the title of the action, the description of the pleading, and the name and place of business of the solicitor and agent, if any, of the party filing it, or the name and address of the party filing it if he does not act by a solicitor. C.R.O. 1950, Reg. 464, s. 140.

**143.** Pleadings shall contain a concise statement of the material facts upon which the party pleading relies, but not the evidence by which they are to be proved, and dates, sums and numbers shall be expressed in figures. C.R.O. 1950, Reg. 464, s. 141.

**144.** Each party shall admit such of the material allegations contained in the pleading of the opposite party as are true, and a defendant shall not deny generally the allegations contained in the statement of claim but shall set forth the facts upon which he relies even though this may involve the assertion of a negative. C.R.O. 1950, Reg. 464, s. 142.

**145.** A defendant to an action or counter-claim shall raise all matters that show the action or counter-claim not to be maintainable, or that the transaction is either void or voidable in point of law, and all such grounds of defence as if not raised would be likely to take the opposite party by surprise, or would raise issues of fact not arising out of the preceding pleadings, as, for instance, fraud, *The Limitations Act*, release, payment, performance, facts showing liability either by statute or common law, or *The Statute of Frauds*. C.R.O. 1950, Reg. 464, r. 143.

**146.** Except as otherwise provided, the silence of a pleading as to any allegation contained in the previous pleading of the opposite party shall not be construed as an admission of the truth of such allegation. C.R.O. 1950, Reg. 464, r. 144.

**147.** Every statement of claim and counter-claim shall state specifically the relief claimed, either simply or in the alternative, and may also ask for general relief, and, when damages are claimed, the amount shall be named. C.R.O. 1950, Reg. 464, r. 145.

**148.** Any condition precedent, the performance or occurrence of which is intended to be contested, shall

be distinctly specified in his pleading by the party relying thereon, and an averment of the performance or occurrence of all conditions precedent necessary for the case by the plaintiff or defendant shall be implied in his pleading. C.R.O. 1950, Reg. 464, r. 146.

**149.** Where the contents of any document are material, it is sufficient in any pleading to state the effect thereof as briefly as possible, without setting out the whole or any part thereof. C.R.O. 1950, Reg. 464, r. 147.

**150.** Where it is material to allege malice, fraudulent intention, knowledge or other condition of the mind of any person, it is sufficient to allege the same as a fact, without setting out the circumstances from which the same is to be inferred. C.R.O. 1950, Reg. 464, r. 148.

**151.** Where it is material to allege notice to a person of any fact, matter or thing, it is sufficient to allege such notice as a fact unless the form or precise terms of the notice is or are material. C.R.O. 1950, Reg. 464, r. 149.

**152.** Where a contract or relation between persons does not arise from an express agreement, but it is to be implied from a series of letters or conversations, or otherwise from a number of circumstances, it is sufficient to allege the contract or relation as a fact. C.R.O. 1950, Reg. 464, r. 150.

**153.** Neither party need in any pleading allege any matter of fact that the law presumes in his favour, or as to which the burden of proof lies upon the other side (e.g., *consideration for a bill of exchange*). C.R.O. 1950, Reg. 464, r. 151.

**154.** If either party wishes to deny the alleged constitution of a partnership, or the right of any other party to claim as executor, or as trustee, or as assignee in insolvency, or in any representative or other alleged capacity, he shall deny the same specifically, or the same will be taken to be admitted. C.R.O. 1950, Reg. 464, r. 152.

**155.** Unless the incorporation of a corporate party is specifically denied, it is not necessary to prove it. C.R.O. 1950, Reg. 464, r. 153.

**156.** Where a contract is alleged, a denial of the contract shall be construed only as a denial of the making of the contract in fact, and not of its legality or its sufficiency in law, whether with reference to *The Statute of Frauds* or otherwise. C.R.O. 1950, Reg. 464, r. 154.

**157.** A defendant in an action for the recovery of land who is in possession by himself or his tenant need not plead his title, unless his defence depends on an equitable estate or right, or he claims relief upon any equitable ground against any right or title asserted by the plaintiff, but, except in the cases hereinbefore mentioned, it is sufficient to state by way of defence that he is so in possession, and he may rely upon any ground of defence that he can prove. C.R.O. 1950, Reg. 464, r. 155.

**158.** Where a defendant by virtue of any statute enabling him so to do pleads not guilty by statute, he shall in his defence refer to the statute giving the right so to plead, and also to all statutes upon which he relies, giving chapter and section in every such reference, and, if so required, shall deliver particulars of his defence. C.R.O. 1950, Reg. 464, r. 156.

**159.** A subsequent pleading shall not raise any new ground of claim or contain any allegation of fact inconsistent with the previous pleadings of the party pleading the same. C.R.O. 1950, Reg. 464, r. 157.

**160.** In actions for libel or slander in which the defendant does not by his defence assert the truth of the statement complained of, he is not entitled on

the trial without the leave of the presiding judge to give evidence in chief, with a view to mitigation of damages, as to the circumstances under which the libel or slander was published or as to the character of the plaintiff, unless in his pleading or by notice given seven days at least before the trial he furnishes particulars in writing to the plaintiff of the matters as to which he intends to give evidence. C.R.O. 1950, Reg. 464, r. 158.

**161.** A ground of defence or counter-claim that has arisen after action but before the defendant has delivered his statement of defence may be pleaded either alone or with other grounds of defence. C.R.O. 1950, Reg. 464, r. 159.

**162.** If, after a counter-claim has been delivered, a ground of defence thereto arises it may be pleaded in answer thereto. C.R.O. 1950, Reg. 464, r. 160.

**163.** Where a ground of defence or counter-claim arises after the delivery of the statement of defence or counter-claim, the defendant may, within ten days after such ground of defence or counter-claim has arisen, deliver a further defence or counter-claim, setting forth the same, or introduce the same by amendment into his statement of defence or counter-claim. C.R.O. 1950, Reg. 464, r. 161.

**164.** Where a ground of defence to a counter-claim arises after the delivery of the defence thereto, the defendant to the counter-claim may, within ten days after such ground of defence has arisen, deliver a further pleading setting forth the same, or may set up such new ground of defence by amendment. C.R.O. 1950, Reg. 464, r. 162.

**165.** Any such amendment may be made on *proceipe*. C.R.O. 1950, Reg. 464, r. 163.

**166.** Where a defendant pleads any ground of defence or counter-claim that has arisen after the commencement of the action, the plaintiff may deliver a confession of such defence, and he may thereupon sign judgment for his costs up to the time of the pleading of such defence unless otherwise ordered (Forms 29 and 101). C.R.O. 1950, Reg. 464, r. 164.

#### THIRD-PARTY PROCEDURE

**167.—(1)** Where a defendant claims to be entitled to contribution or indemnity from or any other relief over against any person not a party to the action, hereinafter called a third party, he may issue a notice in accordance with Form 25 (hereinafter called the third-party notice) which shall be sealed in the same manner as the writ of summons, and shall state the nature and grounds of the claim.

(2) A copy of the notice shall be filed, and a copy together with a copy of the statement of claim or, if there be no statement of claim, of the writ, shall be served on the third party within the time limited for the delivery of the defence. C.R.O. 1950, Reg. 464, r. 165.

**168.** If a third party desires to dispute the plaintiff's claim in the action as against the defendant or his own liability to the defendant, he shall enter an appearance within ten days from the service of the notice, and in default of his so doing he shall be deemed to admit the validity of any judgment obtained (whether by consent or otherwise) against such defendant, and his own liability to contribute or indemnify, claimed in the third-party notice. C.R.O. 1950, Reg. 464, r. 166.

**169.** Where the third party makes default in entering an appearance, the defendant giving the notice, in case he suffers judgment by default, is entitled at any time to move for judgment against the third party to the extent of the contribution, indemnity or relief over claimed in the third-party notice. C.R.O. 1950, Reg. 464, r. 167.

**170.** Where a third party makes default in entering an appearance, if the action is tried and results in favour of the plaintiff, the judge who tries the action may, at or after the trial, direct such judgment as the nature of the case requires to be entered for the defendant giving the notice against the third party. C.R.O. 1950, Reg. 464, r. 168.

**171.** Where the third party appears pursuant to the third-party notice, the defendant giving the notice may apply for directions, and the court may order the question of liability, as between the third party and the defendant giving the notice, to be tried in such manner at or after the trial of the action as seems proper, and may give the third party liberty to defend the action, upon such terms as may be just, or to appear at the trial and take part therein, and generally may order such proceedings to be taken and give such directions as appear proper for having the question between the defendant and the third party most conveniently determined, and as to the mode and extent in or to which the third party shall be bound or made liable by the judgment in the action. C.R.O. 1950, Reg. 464, r. 169.

**172.** Where a defendant claims to be entitled to contribution or indemnity from or relief over against any other defendant, a notice may be issued and the same procedure shall be adopted as if such last-mentioned defendant were a third party, except that a copy of the statement of claim or writ need not be served with the third-party notice, and service may be effected upon the solicitor in the action, if any, of the defendant sought to be made liable as a third party. C.R.O. 1950, Reg. 464, r. 170.

**173.** A plaintiff is not to be prejudiced or unnecessarily delayed by reason of questions between the defendant and the third party in which he is not concerned, and such directions shall be given and terms imposed as may be necessary to prevent delay of the plaintiff, where it can be done without injustice to the defendants and third party. C.R.O. 1950, Reg. 464, r. 171.

#### TIME AND VACATIONS

**174.** Where a period of less than six days is prescribed, holidays shall not be reckoned. C.R.O. 1950, Reg. 464, r. 172.

**175.—(1)** Where a number of days not expressed to be clear days is prescribed, they shall be reckoned exclusively of the first day and inclusively of the last day.

(2) Where the days are expressed to be clear days, or where the term "at least" is added, both days shall be excluded. C.R.O. 1950, Reg. 464, r. 173.

**176.** Where the time for doing any act or taking any proceeding expires on a holiday, the act or proceeding may be done or taken on the next juridical day. C.R.O. 1950, Reg. 464, r. 174.

**177.** Any time prescribed may be enlarged or abridged by consent in writing, without order. C.R.O. 1950, Reg. 464, r. 175.

**178.** The court may from time to time enlarge or abridge the time prescribed by the rules, or by an order, for doing any act or taking any proceeding, and this power may be exercised although the application is not made until after the expiration of the time prescribed. C.R.O. 1950, Reg. 464, r. 176.

**179.** The vacations are,

- (a) the long vacation, consisting of the months of July and August; and
- (b) the Christmas vacation, consisting of the period from the 24th day of December to the 6th day of the following January, both days inclusive. C.R.O. 1950, Reg. 464, r. 177 (1).



**180.** An examination shall not be held nor shall pleadings be delivered or amended in the long vacation, except by consent or by direction of the court, but the statement of claim in actions where the writ is to be served out of the jurisdiction and in mechanics' lien proceedings and the pleadings in matrimonial causes may be delivered in vacation. C.R.O. 1950, Reg. 464, r. 178.

**181.** Unless otherwise directed by the court, the time of the long vacation, or of the Christmas vacation, shall not be reckoned in the computation of the times appointed or allowed by these rules for delivering or amending a pleading, except the defence in matrimonial causes and in actions for alimony, or in the times allowed for,

- (a) appeals to a judge in chambers;
- (b) reports becoming absolute, except in undefended mortgage actions;
- (c) moving to discharge an order adding a party, except an order adding a subsequent encumbrancer in a mortgage action;
- (d) moving to add to, vary or set aside a judgment by a party served therewith; or
- (e) doing an act or taking a proceeding in appealing to the Court of Appeal. C.R.O. 195, Reg. 464, r. 179.

**182.** One or more of the judges shall be selected for the hearing in Toronto during long and Christmas vacations of all such applications as require to be heard promptly. C.R.O. 1950, Reg. 464, r. 180.

**183.** During long vacation all applications within the jurisdiction of the Master that require to be heard immediately or promptly shall be heard by one of the following officers, viz., the Master, the assistant masters, and the registrars, who shall arrange among themselves before the commencement of each long vacation on what days and for what period each shall act, and in the absence of such arrangement the duty devolves upon them in rotation, beginning with the junior officer in order of appointment, and they shall sit at least one day in each week. C.R.O. 1950, Reg. 464, r. 181.

**184.** The *praecipe* for any cheque to be issued during long vacation shall be lodged in the Accountant's office on or before the 20th day of July, unless otherwise directed by a judge. C.R.O. 1950, Reg. 464, r. 182.

#### MISCELLANEOUS PROVISIONS

##### *Effect of Non-compliance and Errors*

**185.** A proceeding shall not be defeated by any formal objection, but all necessary amendments shall be made, upon proper terms as to costs and otherwise, to secure the advancement of justice, the determining of the real matter in dispute, and the giving of judgment according to the very right and justice of the case. C.R.O. 1950, Reg. 464, r. 183.

**186.** Non-compliance with the rules does not render the writ or any act or proceeding void, but the same may be set aside, either wholly or in part, as irregular, or may be amended, or otherwise dealt with, as seems just. C.R.O. 1950, Reg. 464, r. 184.

**187.** An application to set aside any proceeding for irregularity shall be made within a reasonable time and shall not be allowed if the party applying has taken a fresh step after knowledge of the irregularity. C.R.O. 1950, Reg. 464, r. 185.

**188.** Where an amendment is directed or allowed at the trial, it is not necessary to issue an order therefor,

and the amendment, unless otherwise directed, shall be made at once on the record. C.R.O. 1950, Reg. 464, r. 186.

**189.—(1)** Where an amendment of a record of the court or document filed, other than a pleading, is directed, no physical alteration of the record or document shall be made, but a note shall be made in the margin or other convenient place of the amendment directed.

(2) Where a judgment or order recorded by photographic plate, microphotographic film or photocopy negative has been so amended, the judgment or order as amended shall be recorded and appropriately indexed. O. Reg. 101/57, s. 3.

##### *Form of Documents, Size of Paper, etc.*

**190.—(1)** All pleadings, affidavits, judgments, orders and other documents shall be printed, type-written or written in a clear and legible manner, with a margin upon the left-hand side, upon foolscap paper of good quality.

(2) When documents are printed, pica type, leaded, shall be used.

(3) Every document filed shall be endorsed with the title of the action or matter, with the nature of the document and the name of the solicitor preparing or filing it. C.R.O. 1950, Reg. 464, r. 188.

(4) All documents filed in proceedings in the Supreme Court shall have endorsed thereon the name of the county or district in which the proceedings were commenced. O. Reg. 101/59, s. 4.

**191.** No notice shall be given orally. C.R.O. 1950, Reg. 464, r. 189.

**192.—(1)** In all proceedings in an action, except the writ of summons, pleadings, judgments and reports, the following short style of cause is sufficient:

"Between John Smith and others—*Plaintiffs*  
and  
Richard Roe and others—*Defendants*"

(2) In proceedings under any particular Act (e.g., *The Mechanics' Lien Act*), the style of cause shall be: "In the matter of (*naming the statute*), Between A.B., Plaintiff, and C.D., Defendant (or A.B., Applicant, and C.D., Respondent)". C.R.O. 1950, Reg. 464, r. 190; O. Reg. 7/51, s. 2.

##### *Copies and Service of Papers*

**193.** Where service of affidavits and other documents is required, true copies, legibly written, type-written or printed, are to be served. C.R.O. 1950, Reg. 464, r. 191.

**194.** Where an office copy of an order or judgment is directed to be served, it shall be certified by the officer in whose office the order or judgment is entered. C.R.O. 1950, Reg. 464, r. 192.

**195.** A party requiring a copy of an affidavit, exhibit or document not directed to be served shall serve a demand for it and it shall be served with all convenient speed. C.R.O. 1950, Reg. 464, r. 193.

**196.** A party entitled to copies of or extracts from any document in possession of another party may be directed to pay for such copy at the rate of ten cents per folio, if the request for such copy is deemed unreasonable, or the solicitor of the party producing the document is at liberty to give notice that the party requiring such copy is at liberty at some reasonable time and place himself to make it, in which case the party producing is not entitled to any fee in respect thereof. C.R.O. 1950, Reg. 464, r. 194.

**197.** A book to be called "The Toronto Solicitors' and Agents' Book" shall be kept in the Registrar's office to be there inspected by any party or solicitor or his clerk without fee; and every solicitor having an office or carrying on his business within the City of Toronto shall cause to be entered in such book (in alphabetical order) his name and place of business or some other proper place within the city where he may be served, and as often as any such solicitor changes his place of business or the place where he may be so served as aforesaid, he shall cause to be made the like entry thereof in such book. C.R.O. 1950, Reg. 464, r. 195.

**198.** Every other practising solicitor shall cause to be entered in such book (in alphabetical order) his name and place of business, and also in an opposite column the name of some solicitor having an office and carrying on business in the City of Toronto as his agent. C.R.O. 1950, Reg. 464, r. 196.

**199.** Every deputy or local registrar shall keep in his office a book to be called "The County Solicitors' and Agents' Book", in which each solicitor residing within the county, elsewhere than in the county town, and not having an office there, shall specify the name of an agent, being a solicitor of the Supreme Court, and having an office in such county town, as his agent with respect to business carried on in the local offices in the town. C.R.O. 1950, Reg. 464, r. 197.

**200.** Admissions and acceptances of the service of an order, notice of motion or other paper, upon the opposite solicitor, need not be verified by affidavit. C.R.O. 1950, Reg. 464, r. 198.

**201.**—(1) Documents that do not require personal service shall be served upon the solicitor of the party to be served or his agent entered in the proper solicitors' and agents' book.

(2) Such service may be made by leaving the document to be served with a clerk in the solicitor's or agent's office.

(3) Where a solicitor has not caused an entry to be made as required by rules 197 and 199, he may be served by posting up a copy of the document in the Registrar's office or in the office of the local registrar of the county in which he resides. C.R.O. 1950, Reg. 464, r. 199.

**202.**—(1) Where a party sues or defends in person and no address for service of such party is given, or where a defendant served with a writ of summons or notice in lieu thereof has not appeared thereto, no document that does not require personal service need be served unless the court otherwise directs.

(2) If an address for service upon a party is given, all documents are sufficiently served upon such party if left for him with an adult person appearing to be in charge of the premises at such address.

(3) In case no such adult person can be found at such address, the document is sufficiently served if forwarded by registered mail to the party to be served at the address given. C.R.O. 1950, Reg. 464, r. 200.

**203.** Where at the time of attendance to serve a document the office of the solicitor for the party upon whom the service is sought to be made is closed or no one is in attendance therein for receiving documents served, service of the document may be effected by mailing it at any time during the same day, addressed to the solicitor, at his office, by registered mail, and the service shall be deemed to have been effected at the time of the attendance for that purpose at the office of the solicitor. C.R.O. 1950, Reg. 464, r. 201.

**204.** Service upon an execution creditor may be effected by serving the solicitor issuing the execution. C.R.O. 1950, Reg. 464, r. 202.

**205.** It is not necessary to regular service that the original document be shown, unless sight thereof is demanded. C.R.O. 1950, Reg. 464, r. 203.

**206.** Unless otherwise ordered, service shall be effected during vacation and on Saturdays before one o'clock in the afternoon, and on other days before the hour of four o'clock in the afternoon, and service effected after those hours shall be deemed to have been made on the next juridical day. C.R.O. 1950, Reg. 464, r. 204.

#### MOTIONS IN COURT AND CHAMBERS

**207.** Any power conferred upon the court by a statute or by law may be exercised by a judge sitting in court, and, when so provided by the rules, by a judge in chambers, or the Master, or a local judge or a local master in chambers, or any master or referee to whom a cause or matter is referred. C.R.O. 1950, Reg. 464, r. 205.

**208.** Any power conferred upon the court may be exercised upon such terms as to costs and otherwise as are deemed just. C.R.O. 1950, Reg. 464, r. 206.

**209.** The following applications shall be disposed of in chambers:

1. For the sale, lease or mortgaging of the estates of infants.
2. As to the custody, guardianship, maintenance, and advancement of infants.
3. For administration or partition without action.
4. Relating to the conduct of actions or matters.
5. For the payment into court of moneys under *The Trustee Act*.
6. To vacate certificates of *lis pendens*.
7. Appeals from the Master in chambers and local judge.
8. Motions for judgment under rules 57 to 62.
9. An order upon consent dismissing an action either with or without costs.
10. Applications under *The Mental Incompetency Act*.
11. Applications for and on the return of a writ of habeas corpus.
12. Motions for mandamus, prohibition, or interpleader.
13. Motions to wind up companies under the Federal or Ontario Acts.
14. Motions for payment of money out of court.
15. Originating motions under paragraphs 3, 4, 6 and 10 of rule 607.
16. Motions under any statute that authorizes an application to a judge. C.R.O. 1950, Reg. 464, r. 207.

**210.** The Master is empowered and required to dispose of all applications properly made in chambers except with respect to the following matters:

1. Matters relating to criminal proceedings or the liberty of the subject.
2. Appeals and applications in the nature of appeals.



3. Extending the time for appealing to the Court of Appeal. (*See rule 504.*)
4. Applications for arrest.
5. Proceedings as to mentally incompetent persons.
6. Originating notices, other than applications for administration, partition or interpleader.
7. Applications as to the custody, maintenance or guardianship of infants, or the sale, lease, mortgage of or dealing with infants' estates or settled estates.
8. Opposed applications for judgment for partition or administration.
9. Applications for prohibitions or mandamus.
10. The payment of money out of court, or dispensing with payment of money into court, in administration and partition matters.
11. Allowing taxed costs in lieu of commission under rule 660.
12. Striking out a jury notice except for irregularity.
13. Any matter which is expressly required to be done by a judge.
14. The removal of causes from inferior courts.
15. The making of orders for references under *The Arbitrations Act*.
16. Staying proceedings after verdict or judgment at a trial. C.R.O. 1950, Reg. 464, c. 208.

#### *Local Judges and Local Masters*

**211.** A local judge or a local master has in all causes and matters in his county and in interpleader proceedings where the goods in respect of which interpleader is sought are situate in his county concurrent jurisdiction with, and the same power and authority, as the Master at Toronto. C.R.O. 1950, Reg. 464, r. 209, *revised*.

**212.—(1)** A local judge, in actions brought in his county, possesses the like powers as a judge sitting in court or chambers with regard to,

- (a) motions for judgment in undefended actions;
- (b) motions to appoint receivers after judgment by way of equitable execution;
- (c) applications for leave to serve short notice of a motion to be made before a judge sitting in court or chambers.

and, where the solicitors for all parties reside in his county or agree that the same shall be heard before him, any motion or application except,

- (d) applications for taxed or increased costs under rule 660;
- (e) motions for injunction, except as provided in rule 213;
- (f) motions to strike out a jury notice except for irregularity.

(2) Where an infant or mentally incompetent person is concerned, the powers conferred by this rule shall not be exercised without the consent of the Official Guardian or of the committee or guardian of or the person authorized to act on behalf of the mentally incompetent person. C.R.O. 1950, Reg. 464, r. 210.

**213.—(1)** A local judge may in cases of emergency grant an *ex parte* injunction in any action brought in his county upon proof to his satisfaction that the delay required for an application to a judge is likely to involve a failure of justice, but such injunction shall not be for a longer period than eight days.

(2) If all parties interested consent, the local judge may hear any motion to continue, vary or dissolve the injunction. C.R.O. 1950, Reg. 464, r. 211.

**214.** Motions for partition or administration may be made before a judge in chambers or the local judge of the county where the land (or if more than one parcel, any parcel) is situate or the testator or intestate died. C.R.O. 1950, Reg. 464, r. 212.

#### *General Provisions as to Motions*

**215.** An application in an action or proceeding shall be made by motion, and, unless the nature of the application or the circumstances of the case render it impracticable, notice of the motion shall be given to all parties affected by the order sought (Forms 39 and 40). C.R.O. 1950, Reg. 464, r. 213.

**216.** If on the hearing of a motion it appears that a person to whom notice has not been given ought to have had notice, the court may either dismiss the motion or adjourn the hearing thereof in order that notice may be given. C.R.O. 1950, Reg. 464, r. 214.

**217.—(1)** Except where otherwise expressly provided or unless leave is given, there shall be at least two days between the service of a notice of motion in an action and the day for hearing.

(2) Unless leave is given, there shall be at least seven days between the service of an originating notice and the day for hearing. C.R.O. 1950, Reg. 464, r. 215.

**218.** If satisfied that the delay necessary to give notice of motion might entail serious mischief, the court may make an interim order *ex parte*. C.R.O. 1950, Reg. 464, r. 216.

**219.** A party affected by an *ex parte* order, or any party who has failed to appear on an application through accident or mistake, or insufficient notice of the application, may move to rescind or vary the order before the judge or officer who made the order, or any judge or officer having jurisdiction,

- (a) in the case of an *ex parte* order allowing service out of the jurisdiction within the time limited for appearance; and
- (b) in all other cases within four days from the time when the order comes to his notice. O. Reg. 7/53, s. 2.

**220.** Every notice of motion by way of appeal shall specify the grounds intended to be argued. C.R.O. 1950, Reg. 464, s. 218.

**221.** A notice of motion to set aside a proceeding for irregularity shall specify the irregularity complained of and the objections intended to be insisted on. C.R.O. 1950, Reg. 464, r. 219.

**222.** The court may direct any application to be turned into a motion for judgment. C.R.O. 1950, Reg. 464, r. 220.

**223.** Where upon an application for an interim injunction or upon any other motion it appears expedient to direct an early trial, the court may make such order as is deemed necessary to secure an early hearing, either at the place named for trial or such other place as is convenient. C.R.O. 1950, Reg. 464, r. 221.

**224.** A party may, at any stage of an action, apply for such judgment or order as he may, upon any

admissions of fact in the pleadings, or in the examination of any other party, be entitled to; and it is not necessary to wait for the determination of any other question between the parties; or he may so apply where the only evidence consists of documents and such affidavits as are necessary to prove their execution or identity without the necessity of any cross-examination, or, where infants are concerned, and evidence is necessary so far only as they are concerned, for the purpose of proving facts that are not disputed. C.R.O. 1950, Reg. 464, r. 222.

225.—(1) The court may adjourn for consideration in chambers any motion or matter brought before it that should have been brought on in chambers or that, though properly brought on in court, may, in the opinion of the court, be disposed of more conveniently in chambers; and any motion or matter brought on in chambers that should have been brought on in court may be adjourned into court.

(2) Any motion or matter improperly brought before the Master or a local judge may be adjourned by him before the court or a judge in chambers.

(3) Any motion improperly made before the Court of Appeal may be adjourned before a judge of the High Court, and any motion that should have been made before the Court of Appeal made before a judge of the High Court may be adjourned before the Court of Appeal. C.R.O. 1950, Reg. 464, r. 223.

226. Where an infant or a mentally incompetent person is a defendant or interested in a fund in court, no order in any way affecting his interest shall be made without notice to his guardian *ad litem* or committee. C.R.O. 1950, Reg. 464, r. 224.

227.—(1) An attendance on a motion in chambers, or on an appointment before a master, registrar or other officer, for half an hour next immediately following the return thereof, shall be deemed a sufficient attendance, and no such motion shall be made or matter be proceeded with *ex parte*, before the expiry of such half-hour.

(2) Notwithstanding this rule, the Taxing Officer at Toronto may proceed *ex parte* after the expiration of fifteen minutes from the time appointed. C.R.O. 1950, Reg. 464, r. 225.

228. Evidence upon a motion may be given by affidavit. C.R.O. 1950, Reg. 464, r. 226.

229. A person who has made an affidavit to be used upon a motion or at a trial or on a reference may be cross-examined thereon before any officer having jurisdiction in the county in which the witness resides, upon being served with a subpoena for that purpose. C.R.O. 1950, Reg. 464, r. 227.

230. Any party may by subpoena require the attendance of a witness to be examined, before any officer having jurisdiction in the county in which the witness resides, for the purpose of using his evidence upon any motion. C.R.O. 1950, Reg. 464, r. 228.

231. Witnesses may by leave of the court be examined *viva voce* before the court upon any motion. C.R.O. 1950, Reg. 464, r. 229.

232. The court may order the issue of a writ of *habeas corpus ad testificandum* to issue directly to the sheriff, jailer or other officer having the custody of a prisoner, to produce him for any examination authorized by these rules or as a witness at a trial (Form 59). C.R.O. 1950, Reg. 464, r. 230.

233. Where money is directed to be paid into a bank, the certificate of the cashier, manager, agent or like officer of the bank, of default in making such payment, is sufficient evidence of such default. C.R.O. 1950, Reg. 464, r. 231.

234.—(1) On all appeals, or hearings in the nature of appeals, and on all motions for a new trial, the court or judge appealed to has all the powers as to amendment and otherwise of the court, judge or officer appealed from, and full discretionary power to receive further evidence, either by affidavit, oral examination before the court or judge appealed to, or as may be directed.

(2) Such further evidence may be given without special leave as to matters that have occurred after the date of the judgment, order or decision from which the appeal is brought.

(3) Upon appeals from a judgment at the trial, such further evidence, except as mentioned in subrule 2, shall be admitted on special grounds only, and not without leave of the court. C.R.O. 1950, Reg. 464, r. 232.

235. Upon any motion the court has power to direct the trial of an issue upon oral evidence and may enlarge the motion before the judge at the trial of the issue. C.R.O. 1950, Reg. 464, r. 233.

236. Where an application under *The Dependents' Relief Act* is directed to be heard by a judge of the Supreme Court, the judge making such order may give directions as to the delivery of pleadings, examination for discovery and production as he deems proper and, subject to any further order of a judge, shall fix the time and place of hearing. O. Reg. 7/53, s. 3.

237.—(1) A judge shall sit in chambers on Tuesday, Thursday and Friday, and in court on Monday and Wednesday in each week, except in vacation, when a sitting shall be held on one day in each week to dispose of urgent business.

(2) All papers for use in the court or chambers at Toronto shall be filed in the Registrar's office, and, when no longer required, all such papers and all papers forwarded for use on the motion shall be transmitted to the office in which the proceedings were commenced.

(3) Motions and other matters to be heard in court, except *ex parte* applications, shall be set down for argument, in the Registrar's office, at least on the day before the day of argument, and a list of the cases set down shall be posted on the notice board the day before the day for which they are set down.

(4) All papers to be used on a motion to be heard by a judge in chambers shall be left with the Registrar on the day before that on which the motion is to be heard, and shall be marked with the name of the office where the proceedings were commenced.

(5) All documents sent from local offices to Toronto shall be sent to the Registrar's Office, Osgoode Hall, Toronto, postage or express charges prepaid, and the necessary return postage or express charge shall be transmitted therewith.

(6) Unless otherwise directed by the judge, *ex parte* and unopposed motions in chambers shall be heard before contested motions and appeals. C.R.O. 1950, Reg. 464, r. 234; O. Reg. 7/53, s. 4.

238.—(1) In all cases, except as hereinafter provided, where an appeal is taken to a judge of the Supreme Court and in all cases where a motion is made under clause *a, b, g, h* or *i* of rule 607, rule 611 or 612, the appellant or the applicant, as the case may be, shall, on or before the day prior to the hearing of the appeal or motion, transmit to the Registrar and furnish to each respondent a record containing copies of documents in the following order:

- (A) 1. An index.
2. The notice of appeal or originating notice.

3. In the case of an appeal, the judgment or order appealed from and the reasons for judgment, if any.

4. Such of the material as is necessary for the due hearing of the appeal or motion.

(B) A concise statement, without argument, of the facts and law relied on by the appellant or applicant.

(2) In all such cases each respondent shall on or before the day prior to the appeal or motion coming on for hearing,

(a) furnish to the appellant or applicant two copies of any new material filed by him for use on the appeal or motion; and

(b) transmit to the registrar and furnish to each of the other parties a concise statement, without argument, of the facts and law relied on by him.

(3) This rule does not apply to appeals under rule 514 nor to appeals from a taxing officer.

(4) A judge may dispense with compliance with this rule either in whole or in part. O. Reg. 119/60, s. 2.

**239.**—(1) Sittings shall be held at Ottawa and London on at least one day in each alternate week, except during vacation; and all proceedings in any action or matter that may be heard before a judge may be heard and determined at such sittings,

(a) where the motion is *ex parte*;

(b) where the solicitors for all parties reside in the county in which the sittings are held;

(c) where such solicitors who do not so reside consent to the proceeding being heard at such sittings, or register their names in the book to be kept as hereinafter provided; or

(d) where a judge directs any proceedings to be heard at such sittings.

(2) When a notice of motion in which Ottawa is named as the place of hearing is served at least four clear days before the return day thereof upon a solicitor residing in any one of the following counties, namely: Lanark, Leeds and Grenville, Stormont, Dundas and Glengarry, Russell, Renfrew or Prescott, and the solicitor on whom it is served does not, by notice, letter or telegram delivered to the solicitor or party moving within forty-eight hours after the service of the notice of motion, give notice that he objects to the hearing at Ottawa, he shall, unless a judge otherwise directs, be deemed to have given the consent specified in clause c of subrule 1 of this rule.

(3) When a notice of motion in which London is named as the place of hearing is served at least four clear days before the return day thereof upon a solicitor residing in any one of the following counties, namely: Lambton, Elgin, Oxford or Perth, and the solicitor on whom it is served does not by notice, letter or telegram delivered to the solicitor or party moving within forty-eight hours after the service of the notice of motion, give notice that he objects to the hearing at London, he shall, unless a judge otherwise directs, be deemed to have given the consent specified in clause c of subrule 1 of this rule. C.R.O. 1950, Reg. 464, r. 239; O. Reg. 112/57, s. 1.

**240.** The local registrar at London and the local registrar at Ottawa shall act as registrar and clerk of the court. C.R.O. 1950, Reg. 464, r. 240.

**241.** All proceedings to be brought on at any such sittings shall be entered for that purpose with the clerk of the court on or previously to the day next

but one before the day appointed for the sittings; and it is the duty of the clerk immediately after the time for entry has expired to telegraph the Registrar at Toronto, informing him of the business that has been so entered, and the Registrar shall forthwith inform the judge appointed to attend at such sittings; and, if no business has been so entered, it is not necessary for a judge to attend. C.R.O. 1950, Reg. 464, r. 241, *revised*.

**242.** Where the judge appointed is unable to attend, such sittings may be presided over by any other judge or by a judge of any county court, upon such judge of a county court being requested by a judge to attend for that purpose. C.R.O. 1950, Reg. 464, r. 242.

**243.**—(1) Any solicitor may file with the clerk of the court at the place of such sittings a request to the following effect:

I, .....,  
desire to be registered as consenting to the hearing and disposal at the sittings at Ottawa (or London, as the case may be) of all proceedings in which I may be acting as solicitor.

(2) A book to be called "The Consent Register", which shall be open to inspection by any solicitor or his clerk without fee, shall be kept by the local registrar at London and the local registrar at Ottawa, respectively, wherein shall be recorded such requests and the names of the local agents, if any, of the solicitors filing the request.

(3) A solicitor who files such request may at any time withdraw it by giving to the same officer notice in writing to that effect, and the local registrar upon receiving such notice shall forthwith make an entry thereof in the book. C.R.O. 1950, Reg. 464, r. 243.

**244.**—(1) At any sittings appointed for the trial of actions, any motion that may be made before a judge in court or in chambers may be made if,

(a) the solicitors for all parties consent;

(b) the matter in controversy arose in the county;

(c) the party opposing or showing cause or his solicitor resides in the county; or

(d) the application relates to an action entered for trial at the sittings.

(2) Such a motion shall be set down two days before the sittings unless the judge presiding permits it to be set down later. C.R.O. 1950, Reg. 464, r. 244.

#### TRIALS

**245.** Subject to any special statutory provisions, the place of trial of an action shall be regulated as follows:

1. The plaintiff in his statement of claim shall name the county town at which he proposes that the action shall be tried.

2. Where the cause of action arose and the parties reside in the same county, the place to be named shall be the county town of that county.

3. Except in mortgage actions, where possession of land is claimed, the place to be named shall be the county town of the county in which the land is situate.

4. In matrimonial causes, if the plaintiff is resident in Ontario, the place to be named shall be the county town of the county in which the plaintiff resides.

5. The action shall be tried at the place so named, unless otherwise ordered upon the application of either party. C.R.O. 1950, Reg. 464, r. 245.



**246.** After the close of the pleadings, any party may set the action down for trial. O. Reg. 118/56, s. 3.

**247.** When interlocutory judgment has been signed against any defendant for default of appearance or pleading, the plaintiff may thereupon set the action down for assessment of damages. O. Reg. 118/56, s. 3.

**248.—(1)** The party setting an action down for trial or for assessment of damages at that time shall file a record containing a certified copy of the pleadings and particulars and of any order containing directions respecting the trial.

(2) Such record shall contain the full style of cause, and shall show the date when the writ was issued, and shall give the names of the solicitors for the several parties, and shall show, if such be the case, that judgment has been signed or the pleadings have been noted closed as against any parties in default. O. Reg. 118/56, s. 3.

*NOTE: Where there is a jury notice, a copy shall be attached to the record.—The Judicature Act, R.S.O. 1960, c. 197, s. 58 (2).*

**249.—(1)** Except in matrimonial causes, notice of trial or of assessment of damages (Forms 35 and 37) shall be given by the party setting down the action within ten days thereafter, and he shall forthwith file such notice and proof of service thereof with the officer with whom the action was set down.

(2) Subject to rule 791, in matrimonial causes notice of trial (Forms 35 and 37) shall be given by the party setting down the action within twenty days thereafter, and he shall forthwith file such notice and proof of service thereof with the officer with whom the action was set down.

(3) Where interlocutory judgment has been signed against a defendant for default of appearance or pleadings, notice of assessment of damages shall be served upon him personally unless otherwise ordered.

(4) Except in actions in the Supreme Court to be tried at Toronto without a jury, notice of trial or of assessment of damages shall be served ten days before the day fixed for the commencement of the sittings for which such notice is given and unless otherwise ordered by a judge shall be filed not later than six clear days before the first day of such sittings.

(5) Any party who has been served with notice of trial or of assessment of damages may forthwith file in like manner the notice served upon him with proof of service thereof.

(6) When notice of trial or of assessment of damages with proof of service thereof on all parties required to be served is filed, the action shall forthwith be placed on the list of cases for trial at the sittings for which the action was set down.

(7) If two or more parties have set the action down for trial, it shall be tried in the order of the first entry. O. Reg. 118/56, s. 3; O. Reg. 101/59, ss. 5, 6.

**250.** An action to be tried without a jury elsewhere than at Toronto may be set down for trial at any sittings appointed for the place named for the trial of such action. O. Reg. 118/56, s. 3.

**251.—(1)** Except in actions in the Supreme Court to be tried at Toronto without a jury and actions in the County Court of the County of York to be tried without a jury, an action not tried or disposed of at the sittings for which it has been set down shall not be heard at any subsequent sittings unless the action is again set down for trial and further notice of trial is given or is dispensed with by a judge presiding at such prior sittings.

(2) Where an action has been again set down under this rule, no fee is payable for such setting down.

(3) Actions in the County Court of the County of York to be tried without a jury not tried or disposed of at the sittings for which they are set down shall continue on the list of actions set down for trial until disposed of and it is not necessary to serve or file further notice of trial. O. Reg. 118/56, s. 3.

**252.** If, when an action is called on for trial, the defendant appears and the plaintiff does not, the defendant is entitled to judgment dismissing the action, and, if he has a counter-claim, may prove such claim. C.R.O. 1950, Reg. 464, r. 253.

**253.** The judge at the trial shall, at the request of either party, order a witness to be excluded from the court until he is called to give evidence, and also, if the judge deems it expedient, a party intending to give evidence, or he may require such party to be examined before the other witnesses on his behalf, and the judge may, in his discretion, exclude the testimony of any witness or party who does not conform to such order. C.R.O. 1950, Reg. 464, r. 254.

**254.** The judge may in any case disallow any question put to a witness that appears to the judge to be vexatious and not relevant to any matter proper to be enquired into at the trial. C.R.O. 1950, Reg. 464, r. 255.

**255.—(1)** At the trial, the addresses to the jury shall be regulated as follows:

1. At the conclusion of the case of the party who begins, if the opposite party states his intention to be not to adduce evidence, and he has not adduced evidence, the party who begins has the right to address the jury for the purpose of summing up the evidence, and the opposite party has the right to reply.

2. If the opposite party does not state his intention to be not to adduce evidence, or if he has adduced evidence, he has the right to open his case, and (after the conclusion of such opening) to adduce such evidence as he thinks fit, and when all the evidence is concluded, to sum up the evidence, and the party who begins has the right to reply.

(2) Where a defendant claims a remedy over against a co-defendant, he has the right to address the jury after the co-defendant.

(3) Where a party is represented by counsel, the right conferred by this rule shall be exercised by his counsel. C.R.O. 1950, Reg. 464, r. 256.

**256.—(1)** Where, through accident or mistake or other cause, a party omits or fails to prove some fact material to his case, the judge may proceed with the trial, subject to such fact being afterwards proved at such time as the judge directs, and, if the case is being tried by a jury, the judge may direct the jury to find a verdict as if such fact had been proved, and the verdict shall take effect on such fact being afterwards proved as directed, and, if not so proved, judgment shall be entered for the opposite party, unless the judge otherwise directs.

(2) Subrule 1 does not apply to an action for defamation. C.R.O. 1950, Reg. 464, r. 257.

**257.** Where equitable issues are raised by the pleadings, they shall, unless the trial judge otherwise directs, be tried, and the damages, if any, incidental thereto, assessed by the judge without the intervention of a jury. C.R.O. 1950, Reg. 464, r. 258.

**258.** Where both legal and equitable issues are raised and notice for a jury has been given, the action



shall be entered for trial at the jury sittings, and such issues shall be tried at the same time, unless the trial judge otherwise directs. C.R.O. 1950, Reg. 464, r. 259.

**259.** Damages in respect of any continuing cause of action shall be assessed down to the time of the assessment. C.R.O. 1950, Reg. 464, r. 260.

**260.** A party is not entitled to judgment at the trial or on motion on the ground of his pleading being true, if the facts proved are not sufficient in point of law to entitle him to judgment. C.R.O. 1950, Reg. 464, r. 261.

**261.** If in an action to recover land the plaintiff is, at the time of the service of the writ, entitled to possession, but his right afterwards expires, he may by leave discontinue the action, and the costs are in the discretion of the court. C.R.O. 1950, Reg. 464, r. 262.

**262.**—(1) Exhibits shall be marked and numbered in accordance with Form 136, and the registrar attending the trial shall, at the conclusion thereof, make a list of the exhibits, giving a description of each exhibit, and stating by whom it was put in (Form 137). The exhibits of each party shall be classified separately in such list.

(2) The exhibits shall remain in court until judgment is given and during any stay of proceedings, and thereafter shall be delivered out, without order, upon the application of either party upon notice to the other, unless an appeal is taken, when the exhibits shall be retained until the appeal is disposed of. C.R.O. 1950, Reg. 464, r. 263.

**263.** Where exhibits have not been applied for within two years from the date of the trial, the officer in whose custody they are may notify the solicitors for the parties that unless they are applied for in three months they will be destroyed, and, unless such exhibits are applied for within that period, he may by leave of a judge destroy them. C.R.O. 1950, Reg. 464, r. 264.

**264.** The verdict and judgment shall be endorsed on the record, and shall also be recorded by the registrar or officer acting as clerk at the sittings in a book to be kept for recording the proceedings thereat. C.R.O. 1950, Reg. 464, r. 265.

**265.** The judge by whom any cause or matter is tried with or without a jury, and the court before which any cause or matter is brought by way of appeal, may inspect any property or thing concerning which any question arises therein, and where the sanity of a party is in question, may examine him for the purpose of determining his sanity. C.R.O. 1950, Reg. 464, r. 266.

**266.** A view by the jury may be ordered by the judge presiding at the trial. C.R.O. 1950, Reg. 464, r. 267.

**267.**—(1) The court may obtain the assistance of merchants, engineers, accountants, actuaries, or scientific persons, in such way as it thinks fit, the better to enable it to determine any matter of fact in question in any cause or proceeding, and may act on the certificate of such persons.

(2) The court may fix the remuneration of any such person and may direct payment thereof by any of the parties.

(3) Unless all parties are *sui juris* and consent, the powers conferred by this rule shall only be exercised by or by leave of a judge. C.R.O. 1950, Reg. 464, r. 268.

#### EVIDENCE

**268.** The witnesses at the trial of an action or an assessment of damages shall be examined *viva voce*

and in open court, but a judge may at any time, for sufficient reason, order that any particular fact or facts may be proved by affidavit, or that the affidavit of a witness may be read at the trial, on such conditions as he deems just, or that a witness whose attendance ought for some sufficient cause to be dispensed with, be examined before an examiner; but where the other party *bona fide* desires the production of a witness for cross-examination and such witness can be produced, an order shall not be made authorizing his evidence to be given by affidavit. C.R.O. 1950, Reg. 464, r. 269.

**269.** All witnesses in a matter pending before a master shall be examined *viva voce*, unless it is otherwise ordered by the master or by the court on special grounds. C.R.O. 1950, Reg. 464, r. 270.

**270.** The court may, in any cause or matter where it appears necessary for the purposes of justice, make an order for the examination upon oath before an officer of the court or any other person and at any place, of any person, and may permit such deposition to be given in evidence (Form 77). C.R.O. 1950, Reg. 464, r. 271.

**271.** Service of any notice may, in the absence of an admission of service, be proved by an affidavit of the solicitor in the cause, or his clerk. C.R.O. 1950, Reg. 464, r. 272.

**272.** A subpoena may be issued from any office of the court at any time in blank and may be completed by the solicitor or party, and any number of names may be inserted in one subpoena (Forms 57 and 58). C.R.O. 1950, Reg. 464, r. 273.

**273.**—(1) No subpoena for the production of an original record, or of an original document from any registry office, shall be issued, but an order for its production or transmission may be made which shall be obeyed by the officer in whose custody it is.

(2) Except in special circumstances requiring or justifying the production of the original, no such order shall be made where the document may be proved by a certified copy and any officer required to produce a document is entitled to be paid ordinary witness fees. C.R.O. 1950, Reg. 464, r. 274.

**274.** A party who desires to call as a witness at the trial an opposite party who is within the jurisdiction may either subpoena him or give him or his solicitor at least five days' notice of the intention to examine him as a witness in the cause, paying at the same time the amount proper for conduct money, and, if such opposite party does not attend on such notice or subpoena, judgment may be pronounced against him or the trial of the action may be postponed. C.R.O. 1950, Reg. 464, r. 275.

**275.**—(1) Upon proof to the satisfaction of the presiding judge of the service of a subpoena upon a witness who fails to attend or to remain in attendance in accordance with the requirements of the subpoena, and that a sufficient sum for his fees as a witness has been duly paid or tendered to him, and that the presence of such witness is material to the ends of justice, the judge may by his warrant (Form 60), directed to any sheriff or other officer of the court, or to any constable, cause such witness to be apprehended anywhere within Ontario, and forthwith to be brought before the court and to be detained in custody as the presiding judge may order, until his presence as such witness is no longer required, or, in the discretion of the judge, to be released on a recognizance (with or without sureties) conditioned for appearance to give evidence.

(2) The service of the subpoena and payment of conduct money may be proved by an affidavit. C.R.O. 1950, Reg. 464, r. 276.

**276.**—(1) Where the testimony of a person or persons resident out of Ontario is required and for any reason an order under rule 270 is not sufficient, the court may order the issue of a commission to take such testimony (Order: Form 74; Commission: Form 61).

(2) Unless otherwise ordered or the parties otherwise agree, if the name of any person to be examined is not set out in the order, notice of such name shall be given by the party who intends to conduct such examination to the opposite party or to the agent named by him under subrule 1 of rule 279 five days before the time fixed therefor. O. Reg. 7/51, s. 4.

**277.** If a party for whose examination an order has been made or a commission has issued refuses to attend before the examiner or commissioner, judgment may pass against him. C.R.O. 1950, Reg. 464, r. 278.

**278.** The notice of a motion for a commission to take evidence shall state the name and address of the commissioner proposed. C.R.O. 1950, Reg. 464, r. 279.

**279.**—(1) Unless otherwise directed, the examination shall be upon oral questions to be reduced into writing and returned with the commission; and notice of the execution of the commission shall be given to the opposite party, if, within the time prescribed by the order, he gives the name and the address of a person resident within two miles of the place where the commission is to be executed, on whom such notice may be served.

(2) If no agent is named or the name or address given proves to be illusory or fictitious, or if the party so notified fails to attend pursuant to the notice, the commission may be executed *ex parte*. C.R.O. 1950, Reg. 464, r. 280.

**280.** Where the examination is to take place upon written interrogatories, the interrogatories in chief shall be delivered to the opposite party eight days before the issue of the commission, and the cross-interrogatories shall be delivered to the opposite party within four days after the receipt of the interrogatories in chief, and in default of cross-interrogatories being so delivered, the commission may be executed without cross-interrogatories. C.R.O. 1950, Reg. 464, r. 281.

**281.** The witnesses shall be examined on oath, affirmation or otherwise in accordance with the law of the country in which the commission is executed. C.R.O. 1950, Reg. 464, r. 282.

**282.** Where a witness does not understand the English language, the commission shall be executed with the aid of an interpreter nominated by the commissioner and sworn to interpret truly the questions to be put to the witness and his answers thereto, and the examination shall be taken in English. C.R.O. 1950, Reg. 464, r. 283.

**283.** If a witness produces a book, document, letter, paper or writing and refuses for good cause, to be stated in his deposition, to part with the original, a copy or extract certified by the commissioner shall be annexed to the deposition of the witness. C.R.O. 1950, Reg. 464, r. 284.

**284.** The depositions may be taken in shorthand either by the commissioner or a shorthand writer duly sworn. C.R.O. 1950, Reg. 464, r. 285.

**285.**—(1) Unless the examination is taken in shorthand, the depositions shall be subscribed by the witness and by the commissioner.

(2) Where taken in shorthand, it is not necessary that the depositions be read over or signed by the person examined unless counsel attending on the commission so desires. C.R.O. 1950, Reg. 464, r. 286.

**286.** The commission, interrogatories, depositions and any documents or certified copies thereof or ex-

tracts therefrom, referred to therein, shall be sent to the proper officer, on or before the day named in the order for the commission, enclosed in a cover under the seal of the commissioner; and the same or certified copies thereof may be given in evidence, saving all just exceptions, without any other proof of the absence from Ontario of the witness therein named than an affidavit of the solicitor or agent of the party as to his belief of such absence. C.R.O. 1950, Reg. 464, r. 287.

**287.** Where the opposite party desires to join in the commission and examine witnesses on his own behalf thereunder, each party shall in the first instance pay the costs of the commission consequent upon the examination of his witnesses. C.R.O. 1950, Reg. 464, r. 288.

**288.** A commission when returned shall at the request of either party be transmitted for use at the trial, and may be opened at the trial, or before trial at the instance of either party by the officer to whom it is returned on two clear days' notice to the other party. C.R.O. 1950, Reg. 464, r. 288.

**289.** Every order for a commission shall be read as if it contained the particulars mentioned in the next preceding ten rules, and shall not set forth the same, but may contain any variations therefrom and any other directions that the court sees fit to make. C.R.O. 1950, Reg. 464, r. 290.

**290.** An affidavit shall be drawn up in the first person, stating the name of the deponent in full, and his description and true place of abode, and shall be signed by him. C.R.O. 1950, Reg. 464, r. 291.

**291.** In an affidavit made by two or more deponents, the names of the persons making the affidavit shall be inserted in the jurat, unless the affidavit of all the deponents is taken at one time by the same officer, in which case it is sufficient to state that it was sworn by both (or all) of the "above-named" deponents. C.R.O. 1950, Reg. 464, r. 292.

**292.** Affidavits shall be confined to the statement of facts within the knowledge of the deponent, but, on interlocutory motions, statements as to his belief, with the grounds therefor, may be admitted. C.R.O. 1950, Reg. 464, r. 293.

**293.**—(1) In an action or proceeding to which a corporation is a party, any affidavit required by these rules to be made by a party may be made by any officer, servant or agent of the corporation having knowledge of the facts required to be deposed to, and he shall state therein that he has such knowledge.

(2) In any action or proceeding to which a partnership is a party, any affidavit required by these rules to be made by a party may be made by any member of the partnership.

(3) Where it appears necessary in the interest of justice, the court may order a further affidavit to be made by any other member of the partnership. C.R.O. 1950, Reg. 464, r. 294.

**294.** An affidavit having in the jurat or body thereof any interlineation, alteration or erasure shall not be used without leave, unless the interlineation, alteration or erasure is authenticated by the initials of the officer taking the affidavit. C.R.O. 1950, Reg. 464, r. 295.

**295.** Where an affidavit is sworn by a person who appears to be illiterate, the officer shall certify in the jurat that the affidavit was read in his presence to the deponent, who seemed perfectly to understand it, and signed it in his presence; otherwise such affidavit shall not be used without leave. C.R.O. 1950, Reg. 464, r. 296.

**296.** An affidavit sworn before the solicitor of the party on whose behalf it is made, or before the clerk



or partner of such solicitor, shall not be used; but this rule does not extend to an affidavit to obtain an order for arrest. C.R.O. 1950, Reg. 464, r. 297.

**297.** Unless otherwise ordered, affidavits upon which a notice of motion is founded shall be served with the notice of motion, and all affidavits shall be served and filed before they are used. C.R.O. 1950, Reg. 464, r. 298.

**298.** Where properly marked exhibits are referred to in an affidavit filed and are not annexed thereto, such exhibits need not be filed but shall be left for the use of the court and shall be handed out on the disposal of the motion, unless otherwise ordered. C.R.O. 1950, Reg. 464, r. 299.

#### PARTICULAR PROCEEDINGS IN ACTIONS

##### *Transmission of Interest*

**299.** If by reason of death, where the cause of action survives or continues, or by assignment or conveyance any estate, interest or title devolves or is transferred, the action may be continued by or against the person to or upon whom such estate or title has come or devolved. C.R.O. 1950, Reg. 464, r. 300.

**300.** Where a change or transmission of interest or liability has taken place or where by reason of any person interested coming into existence after the commencement of the action, it becomes necessary or desirable that a person not already a party should be made a party, or that a person already a party should be made a party in another capacity, an order that the proceedings be carried on between the continuing parties and the new party may be obtained on *praecipe* (Form 63). C.R.O. 1950, Reg. 464, r. 301.

**301.** Such order and a notice according to Form 64 shall be served upon the continuing parties or their solicitors, and upon the new party. C.R.O. 1950, Reg. 464, r. 302.

**302.** A person served with such an order may apply to the court to discharge or vary it at any time within ten days from its service. C.R.O. 1950, Reg. 464, r. 303.

**303.** Where death takes place after verdict or finding of the issues of fact but before the judgment, judgment may be entered notwithstanding the death, whether the cause of action would, apart from this rule, survive or not. C.R.O. 1950, Reg. 464, r. 304.

**304.** Where a plaintiff has died and proceedings may be continued, the defendant may apply to the court on notice to compel the person entitled to proceed with the action to proceed according to these rules within such time as the court orders, and that in default the action be dismissed for want of prosecution. C.R.O. 1950, Reg. 464, r. 305.

**305.** Where an action is so dismissed, an order for payment of costs may be made and enforced against the goods and lands that were of the deceased plaintiff. C.R.O. 1950, Reg. 464, r. 306.

##### *Payment into Court, in Satisfaction*

**306.**—(1) In actions in the Supreme Court to be tried at Toronto without a jury, a defendant after appearance and not later than fifteen days after service of notice of trial or assessment of damages may pay into court a sum of money in satisfaction of the claim or cause of action, or of one or more of the claims or causes of action for which the plaintiff sues.

(2) In all other actions, such payment may be made after appearance and not later than eight days before the day fixed for the commencement of the sittings for which notice of trial or assessment of damages has been given.

(3) Such payment may be made at any later time by leave of the court.

(4) The money when so paid shall remain in court subject to further order unless the plaintiff elects to take it out as hereinafter provided. O. Reg. 112/55, s. 1.

**307.** Payment of money into court shall not, unless expressly so stated, be deemed an admission of the cause of action in respect of which it is paid. C.R.O. 1950, Reg. 464, r. 308.

**308.** Where tender before action is pleaded, the sum alleged to have been tendered shall be paid forthwith into court. C.R.O. 1950, Reg. 464, r. 309.

**309.**—(1) A defendant paying money into court shall forthwith file and serve upon the plaintiff notice of payment in and, unless otherwise ordered by the court, shall specify in such notice the claim or cause or causes of action in respect of which payment is made, and the sum paid in respect of each claim or cause of action.

(2) The notice shall be in Form 27. C.R.O. 1950, Reg. 464, r. 310.

**310.** A defendant paying money into court shall in his *praecipe* state the rule under which he is paying it in. C.R.O. 1950, Reg. 464, r. 311.

**311.** Where money is paid into court under rule 306, the plaintiff, if *sui juris* and personally entitled to the money paid in, may, within seven days of the receipt of the notice of payment into court or, where more than one payment into court has been made, within seven days of the receipt of the notice of the last payment into court, accept the whole sum or any one or more of the specified sums in satisfaction of the claim or claims or of the cause or causes of action to which the specified sum or sums relate, by giving notice to each defendant as in Form 28 and filing same. C.R.O. 1950, Reg. 464, r. 312.

**312.** Where the defendant does not allege tender before action and the plaintiff takes the money in satisfaction of all the causes of action, he may tax his costs of the action and issue execution therefor, unless the defendant pays them within forty-eight hours after taxation. C.R.O. 1950, Reg. 464, r. 313.

**313.** Where the defendant alleges tender before action and the plaintiff elects to take the money in satisfaction unless otherwise ordered the defendant may tax his costs, and the amount allowed him shall be paid to him out of the money in court and the balance shall be paid to the plaintiff. C.R.O. 1950, Reg. 464, r. 314.

**314.** Money may be paid into court under rule 306 by one or more of several defendants sued jointly or in the alternative upon notice to the other defendant or defendants. C.R.O. 1950, Reg. 464, r. 315.

**315.** Where moneys have been accepted pursuant to rule 311, all further proceedings in the action or in respect of the specified claim, cause or causes of action, as the case may be, shall be stayed and the money shall not be paid out except in pursuance of an order of a judge, or upon the consent of all parties verified by an affidavit of the plaintiff or his solicitor showing that the plaintiff is *sui juris* and personally entitled to the money. C.R.O. 1950, Reg. 464, r. 316.

**316.**—(1) Where money is paid into court and the plaintiff does not accept, in satisfaction of the claim or cause of action in respect of which the payment into court has been made, the sum so paid in, but proceeds with the action in respect of such claim or cause of action, the money shall remain in court and shall not be paid out except in pursuance of an order of a judge or upon the consent of all parties verified as provided in rule 315.

(2) If the plaintiff proceeds with the action in respect of such claim or cause of action, or any part thereof, and recovers less than the amount paid into court, the amount paid in shall be applied, so far as is necessary, in satisfaction of the plaintiff's claim, and the balance, if any, shall be repaid to the defendant, but, if the defendant succeeds in respect of such claim or cause of action, the whole amount shall be repaid to him. C.R.O. 1950, Reg. 464, r. 317.

**317.** Except in an action to which a defence of tender before action is pleaded or in which a payment is made under *The Libel and Slander Act*, no statement of the fact that money has been paid into court under the preceding rules shall be inserted in the pleadings, and no communication of that fact shall at the trial of any action be made to the judge or jury until all questions of liability and amount of debt or damages have been decided, but the judge shall, in exercising his discretion as to costs, take into account the fact that the money has been paid into court, the amount of such payment and whether liability has been admitted or denied. C.R.O. 1950, Reg. 464, r. 318.

**318.** Any defendant to a counter-claim may pay money into court in respect thereof and the foregoing rules apply *mutatis mutandis* to the money so paid in. C.R.O. 1950, Reg. 464, r. 319.

#### *Consolidation of Actions*

**319.** Actions may be consolidated by order of the court. C.R.O. 1950, Reg. 464, r. 320.

#### *Discontinuance*

**320.**—(1) The plaintiff may, at any time before receipt of the statement of defence of any defendant, or after the receipt thereof before taking any other proceeding in the action (save an interlocutory application), by notice in writing, filed and served, wholly discontinue his action against such defendant or withdraw any part thereof, and the defendant is entitled to the costs of the action, if wholly discontinued against him, or, if not wholly discontinued, to the costs occasioned by the part withdrawn (Form 31).

(2) A plaintiff may discontinue as to one or more of several defendants.

(3) Such costs may be taxed upon production of the notice served, and, if not paid within four days from taxation, the defendant may issue execution therefor.

(4) Such discontinuance or withdrawal is not a defence to any subsequent action.

(5) Except as provided by the preceding subrules, a plaintiff shall not discontinue without leave of the court, which may be granted upon such terms as to costs and as to any other action against all or any of the defendants and otherwise as are proper. C.R.O. 1950, Reg. 464, r. 321.

**321.** A defendant may withdraw his defence, or any part thereof, by written notice filed and served. C.R.O. 1950, Reg. 464, r. 322.

#### *Dismissal of Actions for Want of Prosecution*

**322.** If the plaintiff, being bound to deliver a statement of claim, does not deliver it within the time allowed for that purpose, the action may be dismissed for want of prosecution at the expiration of such time. C.R.O. 1950, Reg. 464, r. 323.

**323.** In actions to be tried without a jury at Toronto, if the plaintiff does not set down the action for trial within six weeks after the pleadings are closed and proceed to trial as provided by the rules, the action may be dismissed for want of prosecution. O. Reg. 118/58, s. 1.

**324.**—(1) In all other actions, if the pleadings are closed six weeks before the commencement of any sittings for which the plaintiff might give notice of trial and he does not give notice of trial therefor and enter the action for trial, the action may be dismissed for want of prosecution.

(2) Where there are separate sittings for the trial of actions with and without a jury, the plaintiff shall not be considered in default for failure to enter a non-jury action at the jury sittings (Form 72). C.R.O. 1950, Reg. 464, r. 325.

**325.**—(1) Where an action has been discontinued or dismissed for want of prosecution, a defendant who has counter-claimed may, if he so elects, proceed with the trial of his counter-claim, and, if he elects to proceed, he shall give notice of his election within ten days after the discontinuance or dismissal of the action, and the counter-claim is then liable to dismissal for want of prosecution for failure to proceed to trial, or the defendant may, if he so elects, discontinue his counter-claim in whole or in part, and the defendant by counter-claim is then entitled to the costs of the counter-claim, if wholly discontinued, or, if not wholly discontinued, to the costs occasioned by the part withdrawn, and subrules 2, 3 and 4 of rule 320 apply *mutatis mutandis*.

(2) In default of such election, the counter-claim shall on the discontinuance of the action be deemed to be discontinued without costs or on the dismissal of the action be deemed to be dismissed without costs. C.R.O. 1950, Reg. 464, r. 326.

#### *Examination for Discovery*

**326.**—(1) A party to an action, whether plaintiff or defendant, may, without order, be orally examined before the trial touching the matters in question by any party adverse in interest, and may be compelled to attend and testify in the same manner, upon the same terms, and subject to the same rules of examination as a witness except as hereinafter provided.

(2) In the case of a corporation, any officer or servant of such corporation may, without order, be orally examined before the trial touching the matters in question by any party adverse in interest to the corporation, and may be compelled to attend and testify in the same manner and upon the same terms and subject to the same rules of examination as a witness except as hereinafter provided.

(3) A corporation may apply to the court to have examined an officer or servant in lieu of the officer or servant selected to be examined.

(4) After the examination of an officer or servant of a corporation, a party is not at liberty to examine any other officer or servant without an order. O. Reg. 119/60, s. 3.

**327.** Where a party to be examined is out of Ontario, the court may order the examination to be taken at such place and in such manner as seems just and convenient, and service of the order and of all papers necessary to obtain the examination may be made on the solicitor of the party, and any conduct money may be held to him unless the order makes other provisions therefor. C.R.O. 1950, Reg. 464, r. 328.

**328.** The court may order the examination for discovery at such place and in such manner as are deemed just and convenient of an officer residing out of Ontario of any corporation party to an action, and service of the order and of all papers necessary to obtain such examination may be made upon the solicitor for such party, and conduct money may be paid to him, and, if the officer fails to attend and submit to such examination pursuant to such order, the corporation is liable, if a plaintiff, to have its action



dismissed, and, if a defendant, to have its defence struck out and to be placed in the same position as if it had not defended. C.R.O. 1950, Reg. 464, r. 329; O. Reg. 119/60, s. 4.

**329.** At the trial of an action or issue, any party may use in evidence, if otherwise admissible, any part of the examination of an opposite party and of an officer or servant of a corporation that is an opposite party, but the judge may look at the whole of the examination, and, if he is of opinion that any other part is so connected with the part to be so used that the last-mentioned part ought not to be used without such other part, he may direct such other part to be put in evidence. O. Reg. 119/60, s. 5.

**330.** Any person who refuses or neglects to attend at the time and place appointed for his examination, or refuses to be sworn or to answer any proper question put to him, shall be deemed guilty of a contempt of court and proceedings may forthwith be had by attachment, and he is also liable, if a plaintiff, to have his action dismissed, and, if a defendant, to have his defence, if any, struck out. C.R.O. 1950, Reg. 464, r. 331.

**331.** Where an infant is a party, the opposite party may examine the next friend or guardian of the infant or, at his option, the infant, if he is competent to give evidence. C.R.O. 1950, Reg. 464, r. 332.

**332.** Any person examined for discovery may be further examined on his own behalf, or on behalf of the corporation whose officer or servant he is, in relation to any matter respecting which he has been so examined, and such explanatory examination shall be proceeded with immediately after the examination in chief. C.R.O. 1950, Reg. 464, r. 333.

**333.**—(1) Where an action is prosecuted or defended for the immediate benefit of a person or a corporation, such person or any officer or servant of such corporation may without order be examined for discovery.

(2) For the purpose of this rule, a debtor or authorized assignee under the *Bankruptcy Act* shall be deemed to be a person or corporation for whose immediate benefit the action is prosecuted or defended. O. Reg. 7/51, s. 5.

**334.** Where an action is brought by an assignee, the assignor or any officer or servant of the corporation, where the corporation is the assignor, may without order be examined for discovery. O. Reg. 7/51, s. 5.

**335.** Examination for discovery may take place at any time after the statement of defence of the party examining or to be examined has been delivered or after the party to be examined has made default in appearance or after the pleadings have been noted as closed as against him, and the examination of a party to an issue may take place at any time after the issue has been filed. C.R.O. 1950, Reg. 464, r. 336.

**336.**—(1) A party within Ontario shall attend for examination for discovery before the proper officer in the county in which he resides upon service of an appointment upon his solicitor seven days before the day appointed for the examination, and conduct money shall be paid or tendered to the solicitor.

(2) The solicitor shall forthwith communicate the appointment to the party required to attend, and shall not apply the money to any debt due to the solicitor or any other person, or pay the money otherwise than to such party for his conduct money, and the money is not liable to be attached.

(3) The attendance of a party may also be required under rules 344 to 346. C.R.O. 1950, Reg. 464, r. 337.

### *General Rules as to Examinations*

**337.** Rules 338 to 346 apply to the examination of a witness upon a motion or under an order and to cross-examination upon affidavits and to all examinations for discovery. C.R.O. 1950, Reg. 464, r. 338.

**338.** Any witness examined is subject to cross-examination and re-examination, and the examination, cross-examination and re-examination shall be conducted as nearly as may be as at a trial. C.R.O. 1950, Reg. 464, r. 339.

**339.**—(1) The examination, unless otherwise ordered or agreed upon, shall, if the examiner is a shorthand writer or a shorthand writer is available, be taken in shorthand by the examiner or by a shorthand writer approved and duly sworn by him and shall be taken down by question and answer, and it is not necessary for the depositions to be read over to, or signed by, the person examined.

(2) A copy of the depositions so taken, certified by the person taking them as correct, and, if such person be not the examiner, also signed by the examiner, shall be received in evidence saving all just exceptions.

(3) The depositions taken by the examiner shall, upon payment of his fees, be returned to and filed in the office in which the proceedings are carried on. C.R.O. 1950, Reg. 464, r. 340.

**340.** The person to be examined or any party to the action shall, if so required by the subpoena or notice, produce on the examination all books, papers and documents relating to the matters in issue that he could be required to produce at a trial. C.R.O. 1950, Reg. 464, r. 341.

**341.** Where a person admits, upon his examination, that he has in his custody or power any such document, the examiner may direct him to produce it for the inspection of the party examining, and for that purpose allow a reasonable time. C.R.O. 1950, Reg. 464, r. 342.

**342.** If a person under examination objects to a question put to him, the question and the objection shall be noted, and the validity of such objection shall be decided by the examiner, whose decision shall also be noted. C.R.O. 1950, Reg. 464, r. 343.

**343.** Any direction or ruling of the examiner is subject to review upon any motion with respect to such examination without an appeal. C.R.O. 1950, Reg. 464, r. 344.

**344.**—(1) Any party who is liable to be examined may be required to attend before the proper officer in the county in which he resides, for examination, upon being served with an appointment and upon payment of the proper fees.

(2) Any person not a party but liable to be examined shall be served with a subpoena. C.R.O. 1950, Reg. 464, r. 345.

**345.** The party examining shall serve the appointment for such examination upon the solicitor of the opposite party at least forty-eight hours before the examination. C.R.O. 1950, Reg. 464, r. 346.

**346.** An order may be made for the examination of any person liable to be examined as aforesaid before any other person or in any other county. C.R.O. 1950, Reg. 464, r. 347.

### *Production of Documents*

**347.** Each party, after the defence is delivered or an issue has been filed, may by notice require the other within ten days to make discovery on oath of the documents that are or have been in his possession or power relating to any matters in question in the

action, and to produce and deposit them with the proper officer for the usual purposes and a copy of such affidavit shall be served forthwith after filing. C.R.O. 1950, Reg. 464, r. 348.

**348.** The court may at any time order production and inspection of documents generally or of any particular document in the possession of any party, and, if privilege is claimed for any document, may inspect the document to determine the validity of such claim. C.R.O. 1950, Reg. 464, r. 349.

**349.** Where a document is in the possession of a person not a party to the action and the production of such document at a trial might be compelled, the court may at the instance of any party, on notice to such person and to the opposite party, direct the production and inspection thereof, and may give directions respecting the preparation of a certified copy that may be used for all purposes in lieu of the original. C.R.O. 1950, Reg. 464, r. 350.

**350.**—(1) A party is entitled to obtain the production for inspection of any document referred to in the pleadings or affidavits of the opposite party by giving notice to his solicitor, and is entitled to take copies of such documents when so produced for inspection (Form 32).

(2) The party to whom such notice is given shall forthwith deliver to the party giving it a notice stating a time within two days from the delivery thereof at which the document may be inspected at the office of his solicitor, and shall at the time named produce the document for inspection (Form 33).

(3) Inspection may also be ordered at such place as the court directs. C.R.O. 1950, Reg. 464, r. 351.

**351.** If the party from whom discovery of any kind or inspection is sought objects to the same, or any part thereof, the court, if satisfied that the right to the discovery or inspection sought depends on the determination of any issue or question in dispute in the action, or that for any other reason it is desirable that any issue or question in dispute should be determined before deciding upon the right to the discovery or inspection, may order that such issue or question be determined first, and reserve the question as to the discovery or inspection. C.R.O. 1950, Reg. 464, r. 352.

**352.**—(1) If a party fails to comply with any notice or order for production or inspection of documents, he is liable to attachment and is also liable, if a plaintiff, to have his action dismissed, and, if a defendant, to have his defence, if any, struck out.

(2) Service of the notice of motion upon the solicitor of the party is, unless the court otherwise directs, sufficient. C.R.O. 1950, Reg. 464, r. 353.

#### *Default of Pleading*

**353.** A defendant who fails to deliver a statement of defence and against whom the pleadings have been noted as closed shall be deemed to admit all the statements of fact set forth in the statement of claim. C.R.O. 1950, Reg. 464, r. 354.

**354.** Where a plaintiff would be entitled to sign judgment for default of appearance to the writ, he is entitled to sign a similar judgment, *mutatis mutandis*, for default of defence. C.R.O. 1950, Reg. 464, r. 355.

**355.**—(1) In any other case, the plaintiff may after the pleadings have been noted as closed move for judgment upon the statement of claim.

(2) Where default is made by one defendant and the action proceeds to trial as against another defendant, such motion may be made at the trial. C.R.O. 1950, Reg. 464, r. 356.

**356.** Except by leave, a judgment for default of appearance or defence shall not be signed, nor shall pleadings be noted closed nor shall an action be set down on motion for judgment for default, after the expiration of one year from the time when the party to sign the judgment or note the pleadings or to move for judgment first became entitled so to do. C.R.O. 1950, Reg. 464, r. 357.

**357.** Where issues arise otherwise than between plaintiff and defendant and if any party to any such issue makes default in delivering any pleading, the court may, at the trial or on motion, give such judgment as upon the pleadings seems just. C.R.O. 1950, Reg. 464, r. 358.

**358.** In a matrimonial cause or in an action to declare the invalidity of a marriage, a judgment shall not be given except after trial. O. Reg. 42/52, s. 2.

#### *Replevin*

**359.** An order of replevin may be obtained,

(a) on motion therefor, on showing the facts of the wrongful taking or detention complained of, the value and description of the property, and that the person claiming the property is the owner thereof or is lawfully entitled to the possession thereof;

(b) on *praecipe*, if the person claiming the property, his servant or agent, makes an affidavit stating,

(i) that the person claiming the property is the owner or lawfully entitled to the possession thereof,

(ii) the value thereof,

(iii) that the property was wrongfully taken out of the possession of the claimant, or fraudulently got out of his possession, within two months next before the making of the affidavit,

(iv) that the deponent is advised and believes that the claimant is entitled to the order, and

(v) that there is good reason to apprehend that, unless the order is issued without waiting for a motion, the delay would materially prejudice the just rights of the claimant with respect to the property;

(c) on *praecipe*, if the property was distrained for rent or damage feasant and the person claiming the property, his servant or agent, makes an affidavit stating,

(i) that the person claiming the property is the owner or is lawfully entitled to the possession thereof (describing the property),

(ii) the value thereof, and

(iii) that the property was taken under colour of a distress for rent or damage feasant,

and in such case the order shall state that the defendant has taken and unjustly detains the property under colour of a distress for rent or damage feasant, as the case may be (Form 86). C.R.O. 1950, Reg. 464, r. 359.

**360.** The motion shall be on notice to the defendant, unless the special circumstances of the case in the opinion of the court justify the making of an *ex parte* order, and the court, instead of granting or refusing the



order, may direct the sheriff to take a bond in less or more than treble the value of the property, or may direct him, in addition to taking a bond pursuant to rule 362, to take and detain the property until the further order of the court, instead of at once replevying the property to the plaintiff, or may order that the plaintiff, instead of giving a bond, be at liberty to pay into court to the credit of the action, subject to further order, such sum as is proper to stand as security to the defendant in the same manner and to the same extent as any bond that the plaintiff would otherwise be required to give to the sheriff. C.R.O. 1950, Reg. 464, r. 360.

361. The defendant may apply to the court to discharge, vary or modify the order, or to stay proceedings thereunder, or for any other relief with respect to the return, safety or sale of the property or any part thereof or otherwise. C.R.O. 1950, Reg. 464, r. 361.

362.—(1) Before the sheriff acts on the order, he shall take a bond (Form 139) from the plaintiff with two sufficient sureties in such sum as is prescribed by the order, or, if no special provision has been made, then in treble the value of the property as stated in the order of replevin.

(2) The plaintiff may, instead of giving a bond, pay into court twice the value of the goods as stated in the order, and the sheriff may act upon a certificate of the Accountant that the money has been paid. C.R.O. 1950, Reg. 464, r. 362.

363. Where an order of replevin is issued for any property that had not been previously taken out of the plaintiff's possession and for which the plaintiff might bring an action for conversion, the defendant is entitled, if the plaintiff fails in the action, to be fully indemnified against all damages sustained by the defendant, including any extra costs that he may incur in defending the action, and the bond shall be conditioned so as to require the plaintiff and the sureties to indemnify and save harmless the defendant from all loss and damage that he may sustain by reason of the seizure and of any deterioration of the property in the meantime, in the event of its being returned, and all costs, charges and expenses that the defendant may incur, including reasonable costs not taxable between party and party, but this provision shall not be required in cases of distress for rent or damage feasant. C.R.O. 1950, Reg. 464, r. 363.

364. The sheriff shall not serve a copy of the writ of summons or order until he has replevied the property, or some part thereof if he cannot replevy the whole. C.R.O. 1950, Reg. 464, r. 364.

365. Where the order is issued on *praecipe* under clause *b* of rule 359, the sheriff shall take and detain the property, and shall not replevy it to the plaintiff without the order of the court, but may, after seven days from the time of taking it, re-deliver it to the defendant, unless in the meantime the plaintiff obtains and serves on the sheriff an order directing a different disposition of the property. C.R.O. 1950, Reg. 464, r. 365.

366. The sheriff shall return the order on or before the tenth day after the service thereof, and shall transmit annexed thereto,

- (a) the names of the sureties in, and the date of the bond taken from the plaintiff, and the name or names of the witnesses thereto;
- (b) the place of residence and addition of the sureties;
- (c) the number, quantity and quality of the articles of property replevied, and, in case he has replevied only a portion of the property and cannot replevy the residue by reason of its

having been eloiigned out of his county, or not being in the possession of the defendant or of any other person for him, he shall state in his return the articles that he cannot replevy and the reason therefor. C.R.O. 1950, Reg. 464, r. 366.

367.—(1) Where the sheriff makes a return of the property distrained, taken or detained having been eloiigned, the court may make an order (Form 87) directing the sheriff to take in *withernam* goods and chattels of the defendant.

(2) Where a sheriff makes a return that the whole or a part of the property has been eloiigned, or that for any reason it cannot be replevied, the plaintiff may, if he so elects, serve the writ of summons, and, in his statement of claim, claim either the return of the goods and damages for their detention, or damages for their conversion. C.R.O. 1950, Reg. 464, r. 367.

368. Where the plaintiff is entitled to sign judgment by default, he may sign final judgment for \$5 and costs, but he is not entitled to recover a larger sum except upon an assessment or upon filing the consent of the defendant or his solicitor, and an affidavit verifying the signature to such consent. C.R.O. 1950, Reg. 464, r. 368.

#### *Interim Preservation of Property, Inspection, etc.*

369. Where there is a dispute arising upon a contract or an alleged contract affecting the title to any property, the court may make an order for the preservation or interim custody of the property, or may order that the amount in dispute be brought into court or otherwise secured, or may order the sale of the property and the payment of the proceeds into court. C.R.O. 1950, Reg. 464, r. 369.

370. The court may, at any time, order the sale, in such manner and on such terms as seem just, of any goods, wares or merchandise that may be of a perishable nature or likely to be injured from keeping, or which for any other reason it may be desirable to have sold at once. C.R.O. 1950, Reg. 464, r. 370.

371. Where a plaintiff seeks to recover specific property other than land, and the defendant does not dispute the title of the plaintiff, but claims to retain the property by virtue of a lien or otherwise as security for money, the court may order that the plaintiff pay into court, to abide the event of the action, the amount of money in respect of which the lien or security is claimed, and such further sum, if any, for interest and costs as the court directs, and that, upon such payment into court being made, the property claimed be given up to him. C.R.O. 1950, Reg. 464, r. 371.

372.—(1) The court may, upon the application of any party and upon such terms as seem just, make any order for the detention or preservation of property, being the subject of the action, or for the inspection of any property, the inspection of which is necessary for the proper determination of the question in dispute, and for all or any of the purposes aforesaid may authorize any person or persons to enter upon or into any land or building in the possession of a party and may authorize any samples to be taken, or any observation to be made or experiment to be tried, that may seem necessary or expedient for the purpose of obtaining full information or evidence.

(2) The court may also on notice to any person not a party to the action make an order authorizing entry upon or into any lands or building in the possession of such person for the purposes of such inspection. C.R.O. 1950, Reg. 464, r. 372.

#### *Security for Costs*

373. Security for costs may be ordered,

- (a) where the plaintiff resides out of Ontario;

- (b) where the plaintiff is ordinarily resident out of Ontario, though he may be temporarily resident within Ontario;
- (c) where the plaintiff has brought another action or proceeding for the same cause which is pending in Ontario or in any other country;
- (d) where the plaintiff, or any person through or under whom he claims, has had judgment or order passed against him in another action or proceeding for the same cause in Ontario or in any other country, with costs, and such costs have not been paid;
- (e) where the plaintiff sues as an informer, or seeks to recover a penalty given to an informer or person who sues for it under a statute or law by which a penalty is given to any person who sues for it, either for his sole benefit, for the benefit of the Crown, or partly for his benefit and partly for the benefit of the Crown, and the defendant swears that in his belief the plaintiff or informer is not possessed of property sufficient to answer the costs of the action in case a judgment is rendered in favour of the defendant, and that he (the applicant) has a good defence to the action upon the merits, as he is advised and believes;
- (f) where the action is brought by a nominal plaintiff;
- (g) where upon the examination of the plaintiff it appears that there is good reason to believe that the action is frivolous and vexatious, and that the plaintiff is not possessed of sufficient property in Ontario to answer the costs of the action;
- (h) where an action is brought on behalf of a class and the plaintiff is not possessed of sufficient property to answer the costs of the action, and it appears that the plaintiff is put forward or instigated to sue by others;
- (i) where under a statute the defendant is entitled to security for costs;
- (j) where either party to a garnishment, interpleader or other issue is an active claimant, and would, if a plaintiff, be liable to give security for costs. C.R.O. 1950, Reg. 464, r. 373.

**374.**—(1) The order shall require the plaintiff, within four weeks from service, to give security in \$400 for the defendant's costs of the action, and shall direct that all further proceedings be stayed in the meantime, and that, in default of such security being given, the action shall, as against the defendant obtaining the order, be dismissed with costs.

(2) In actions in the county court, the amount of the security shall be \$200. C.R.O. 1950, Reg. 464, r. 374.

**375.** Where it appears by the writ of summons, or by an endorsement thereon, that the plaintiff resides out of Ontario, the order may be obtained on *praecipe*. C.R.O. 1950, Reg. 464, r. 375.

**376.** Upon default in giving security, the action may, upon an *ex parte* application, be dismissed with costs. C.R.O. 1950, Reg. 464, r. 376.

**377.** Where security for costs is ordered, proceedings in the action shall be stayed from the service of the order until the security is given, and, if given by bond, until the bond is allowed. C.R.O. 1950, Reg. 464, r. 377.

**378.** The day on which an order that a party give security for costs is served, and the time until

and including the day on which the security is allowed, shall not be reckoned in the computation of time allowed for taking any proceeding in the action. C.R.O. 1950, Reg. 464, r. 378.

**379.** A bond given as security for costs shall be to the party requiring the security, and shall be by two sufficient sureties or by a guarantee company. C.R.O. 1950, Reg. 464, r. 379.

**380.** Upon the bond being filed, with affidavits of execution and justification, either party may apply to allow or disallow the bond within seven days after notice of filing it is served, otherwise it shall stand allowed. C.R.O. 1950, Reg. 464, r. 380.

**381.**—(1) Instead of giving a bond as security for costs, a party may, without special order, pay into court, as such security, a sum of money not less than half the penalty of the bond required.

(2) The party paying in the money shall, when paying it in, state the purpose for which it is paid in, and shall forthwith serve a notice upon the opposite side specifying the fact and purpose of such payment. C.R.O. 1950, Reg. 464, r. 381.

**382.** The amount of security, whether directed to be given by an order issued on *praecipe* or otherwise, may be increased or diminished from time to time. C.R.O. 1950, Reg. 464, r. 382.

**383.**—(1) A defendant must appear before obtaining an order for security for costs.

(2) Where the writ of summons is specially endorsed, the defendant shall also file the affidavit required by rule 56, and, if an order for security for costs is issued, the plaintiff may pay into court the sum of \$50 as a partial compliance with such order, and thereupon he is at liberty to cross-examine and move for judgment, but the order for security shall, in all other respects, have its full operation and effect.

(3) Such payment into court does not prejudice any motion that may be made to set aside the order for security.

(4) In actions in the county court, the amount of the partial security shall be \$25.

(5) Where upon motion under rule 57, the plaintiff is awarded judgment for a portion only of his claim, he may issue the judgment and execution thereunder, but so long as the order for security stands he shall not take any other proceedings with respect to the residue of his claim until it has been fully complied with. C.R.O. 1950, Reg. 464, r. 383.

**384.** A bond given for security for costs may be delivered up for cancellation or suit upon consent of the solicitors in the cause without order. C.R.O. 1950, Reg. 464, r. 384.

**385.** Where money has been paid into court as security for costs, it may be paid out on the consent of the solicitors in the cause or matter without order and may be paid to the solicitors upon production of the consent of the client verified by affidavit. C.R.O. 1950, Reg. 464, r. 385; O. Reg. 112/55, s. 2.

#### *Interim Alimony*

**386.**—(1) In an alimony action, the defendant may, at any time before the statement of defence is due, give notice in writing that he submits to pay the interim alimony, and costs, as demanded by the plaintiff in the endorsement on the writ, and in that case no motion for interim alimony shall be made until there has been a default in payment, and in case of default, affidavits being filed verifying the endorsement and notice and the default, an order for payment of the sum demanded shall be issued on *praecipe*.



(2) The defendant may give notice in writing that he submits to pay such less sum as he deems proper and names in his notice.

(3) Where a notice has been so served and the plaintiff accepts the amount therein mentioned as sufficient, the defendant shall pay thereafter the sum so offered as interim alimony, and no order for interim alimony shall be made until there has been default in payment.

(4) Where a notice has been so served, the plaintiff's interim disbursements may be taxed without order.

(5) Where the plaintiff does not accept the amount offered and upon motion for interim alimony it is found that the sum so offered is reasonable, and the defendant pays to the plaintiff the sum so offered, no order for interim alimony shall be made until there has been default in payment. C.R.O. 1950, Reg. 464, r. 386.

**387.** An application for interim alimony or for interim disbursements shall not be made until the time for delivering the defence has expired, and costs shall not be ordered to be paid *de die in diem* by the defendant, but only the amount of the cash disbursements actually and properly made by the plaintiff's solicitor. C.R.O. 1950, Reg. 464, r. 387.

**388.** Where an order for interim alimony or interim disbursements has not been complied with, a judge, if satisfied of the husband's ability to pay, may postpone the trial of the action or may order the pleading of the party in default to be struck out. C.R.O. 1950, Reg. 464, r. 387A.

**389.** Where the plaintiff in an alimony action fails to obtain a judgment for alimony, no costs beyond the amount of the cash disbursements actually and properly made by the plaintiff's solicitors shall be ordered to be paid by the defendant. C.R.O. 1950, Reg. 464, r. 388.

#### *Change of Solicitor*

**390.** A party suing or defending by a solicitor may change his solicitor by filing and serving a notice to that effect. C.R.O. 1950, Reg. 464, r. 389.

**391.** A party suing or defending in person and desiring to be represented by a solicitor may file and serve a notice to that effect. C.R.O. 1950, Reg. 464, r. 390.

**392.** A party represented by a solicitor and desiring to sue or defend in person may file and serve a notice to that effect. C.R.O. 1950, Reg. 464, r. 391.

**393.—(1)** Where a solicitor who has acted for a party in a cause or matter has died or cannot be found, or has been struck off the roll of solicitors, or has been suspended from practice, and the party has not given notice of change of solicitor or notice of intention to act in person in accordance with the preceding rules, any other party to the cause or matter may, on notice to be served on the first-named party personally or by prepaid post letter addressed to his last known place of address, unless the court otherwise directs, apply to the court for an order declaring that the solicitor has ceased to be the solicitor acting for the first-named party in the cause or matter and the court may make an order accordingly.

(2) Where the order is made, the party applying for the order shall serve on every other party to the cause or matter (not being a party in default as to entry of appearance) a copy of the order and also leave at the office in which the cause or matter was commenced a copy of the order together with an affidavit showing that the order has been duly served as aforesaid and thereafter, unless and until the first-named party either appoints another solicitor or else

gives such an address for service as is required of a party acting in person and complies with the preceding rules relating to the notice of appointment of a solicitor or notice of intention to act in person, any document in respect of which personal service is not requisite may be served on the party so in default by mailing it to the party at his address given in the writ or appearance, as the case may be, by registered letter.

(3) Any order made under this rule does not affect the rights of the solicitor and the party for whom he acted as between themselves. C.R.O. 1950, Reg. 464, r. 392.

**394.—(1)** Where a solicitor who has acted for a party in a cause or matter has ceased to act and the party has not given notice of change of solicitor in accordance with the preceding rules, the solicitor may on notice to be served on the party personally or by prepaid post letter addressed to his last known place of address, unless the court otherwise directs, apply to the court for an order to the effect that the solicitor has ceased to be the solicitor acting for the party in the cause or matter, and the court may make an order accordingly; provided that, unless and until the solicitor has,

- (a) served on every party to the cause or matter (not being a party in default as to entry of appearance) a copy of the order; and
- (b) left at the office in which the cause or matter was commenced a copy of the order together with an affidavit showing that the order has been duly served as aforesaid,

he shall, subject to rules 390, 391 and 392, be considered the solicitor of the party to the final determination of the cause or matter whether in the High Court or the Court of Appeal.

(2) From and after the time when the order has been deposited as required by clause *b* of subrule 1, any document in respect of which personal service is not requisite may be served on the party to whom the order relates by mailing it to the party at his address given in the writ or appearance, as the case may be, by registered letter, unless and until that party shall either appoint another solicitor or else give an address for service as is required of a party acting in person, and shall also comply with rules 390, 391 and 392 relating to notice of appointment of a solicitor or notice of intention to act in person.

(3) Any order made under this rule does not affect the rights of the solicitor and the party as between themselves. C.R.O. 1950, Reg. 464, r. 392A.

#### *Compounding Penal Actions*

**395.** Leave to compound a penal action may be given, but, in cases where part of the penalty goes to the Crown, notice shall first be given to the Attorney General for Canada or the Attorney General for Ontario, as the case may be. C.R.O. 1950, Reg. 464, r. 393.

**396.** The order for compounding shall not be made unless the defendant undertakes to pay the sum for which the court has given him leave to compound such action. C.R.O. 1950, Reg. 464, r. 394.

**397.** Where leave is given to compound, the proportion of the Crown shall, unless otherwise ordered, be paid into court for the use of Her Majesty. C.R.O. 1950, Reg. 464, r. 395.

#### *Transmission of Papers*

**398.** Every local officer shall upon *praecipe* and payment of the necessary postage or express charges for transmission and return, transmit to the Registrar's Office, Toronto, all papers and documents required for use in Toronto. C.R.O. 1950, Reg. 464, r. 396.

399. Where documents filed with an officer of the court are required by or for use before any other officer, the officer with whom the documents are filed shall, upon the production of a request signed by the officer requiring them, transmit them upon payment of the postage or express charges required for their transmission and return. C.R.O. 1950, Reg. 464, r. 397.

#### *Striking Out Jury Notices*

400.—(1) When an application is made to a judge in chambers for an order striking out a jury notice and it appears to him that the action is one that ought to be tried without a jury, he shall direct that the issues shall be tried and the damages assessed without a jury, and, in case the action has been entered for trial, shall direct the action to be transferred to the non-jury list.

(2) The refusal of such an order by the judge in chambers does not interfere with the right of the judge presiding at the trial to try the action without a jury, nor shall an order made in chambers striking out a jury notice interfere with the right of the judge presiding at the trial to direct a trial by jury.

(3) The judge presiding at a jury sittings in Toronto may in his discretion strike out the jury notice and transfer the action for trial to a non-jury sittings, and this power may be exercised notwithstanding that the case is not on the peremptory list for trial before the said judge. C.R.O. 1950, Reg. 464, r. 398.

#### *Procedure when Judgment Delayed*

401. When a judge who has reserved judgment in any cause, action, issue, motion or matter,

- (a) dies without giving judgment; or
- (b) having resigned his office or having been appointed to any other court does not give judgment within the time allowed by statute; or
- (c) has not given judgment within six months from the time of reserving it,

the Chief Justice of the High Court may order that the cause, action, issue, motion or matter be restored to the proper list for trial or hearing, and, in case the original trial or hearing was upon evidence given *viva voce*, may direct that the re-trial or re-hearing shall be upon a transcript of the reporter's notes of such evidence, or upon such transcript and additional evidence given *viva voce* or by affidavit, or upon such transcript and evidence given *viva voce* and evidence given by affidavit, or upon new evidence, or otherwise as in his opinion the circumstances of the particular case may require, and may dispose of the costs of the original trial or hearing and of the costs of procuring and furnishing any copies of the transcript of the reporter's notes, or may refer the question as to such costs or any of them to the judge presiding at the re-trial or re-hearing, but no directions for a re-trial or re-hearing which include a direction for the use of the transcript of the reporter's notes shall be deemed to limit or restrict the power of the judge presiding at such re-trial or re-hearing in his discretion to permit the recalling of any witness called at the original trial or hearing, or to receive other or additional evidence. C.R.O. 1950, Reg. 464, r. 398A.

#### REFERENCES

##### *Referees*

402.—(1) In the event of the referee declining to act, a judge may appoint a new referee.

(2) Where a master or referee has died or become incapacitated prior to settling his report, an application may be made to the Chief Justice of the High Court for directions, whereupon rule 401 applies *mutatis mutandis*.

(3) Where a master or referee has died or become incapacitated after settling but prior to signing his report, any officer having jurisdiction to make such a report may sign the report. O. Reg. 101/59, s. 7.

403. The practice and procedure on a reference to a referee shall be the same, as nearly as may be, as the practice and procedure in the Master's office. C.R.O. 1950, Reg. 464, r. 400.

404. The court may require explanations or reasons from a master or referee, and may remit the cause or matter, or any part thereof, for further consideration, to the same or any other master or referee. C.R.O. 1950, Reg. 464, r. 401.

#### *Proceedings on References*

405. Every order of reference shall be brought into the Master's office within ten days after it is issued by the party having the carriage of it, and, in default, any other party having an interest in the reference may assume the carriage of the order. C.R.O. 1950, Reg. 464, r. 402.

406.—(1) Unless otherwise directed by the Master, notice of the first proceeding before him shall be given to every party affected by or interested in the inquiry though any such party may not have appeared or pleaded in the action, but, in the absence of special direction, when default is made in appearance upon the notice, no further notice need be given unless the party in default files a written request for notice with an address for service.

(2) In the case of a reference in a foreclosure action in which judgment has been entered for default of appearance or defence and no notice that the defendant desires an opportunity to redeem has been filed, it is not necessary to serve the defendant with an appointment upon the reference. C.R.O. 1950, Reg. 464, r. 403.

407. Where in proceedings before the Master it appears to him that a person not already a party ought to be made a party and ought to be at liberty to attend the proceedings before him, he may make an order adding him as a party defendant and direct a copy of the order, endorsed with a notice (Form 44), and a copy of the judgment or order of reference endorsed with a notice in accordance with Form 43, to be served upon such person, who thereupon shall be treated and named as a party to the action and shall be bound as if he had been originally made a party. C.R.O. 1950, Reg. 464, r. 404.

408. A person so served may apply to the court at any time within ten days from the date of such service to discharge, add to, vary or set aside the order of reference or the order adding him as a party. C.R.O. 1950, Reg. 464, r. 405.

409. Where at any time during a reference it appears to the Master that the interests of the parties can be classified, he may require the parties constituting each or any class to be represented by the same solicitor and, where the parties constituting such class cannot agree upon the solicitor to represent them, the Master may nominate him. C.R.O. 1950, Reg. 464, r. 406.

410. Where a party prosecuting a reference does not proceed with due diligence, the Master may upon the application of any other person interested commit to him the prosecution of the reference. C.R.O. 1950, Reg. 464, r. 407.

411. A reference shall be proceeded with as far as possible *de die in diem*, and, when an adjournment is ordered, the Master shall note in his book the reason thereof and shall when practicable fix the time when it is to be resumed so as to avoid the service of a new appointment. C.R.O. 1950, Reg. 464, r. 408.



412. The Master shall, unless he dispenses with it, in the first instance issue an appointment to consider, and, upon the return of the appointment, he shall fix a time at which to proceed with the reference and shall give any special directions he thinks fit, as to,

- (a) the parties who are to attend on the several accounts and inquiries;
- (b) the time when each proceeding is to be taken;
- (c) the mode in which any accounts referred to him are to be taken or vouched;
- (d) the evidence to be adduced in support thereof;
- (e) the manner in which each of the accounts and inquiries is to be prosecuted,

and any such directions may be afterwards varied or added to, as are found necessary. C.R.O. 1950, Reg. 464, r. 409.

413. Under an order of reference the Master has power,

- (a) to take the accounts with rests or otherwise;
- (b) to take account of money, rents and profits received or which, but for wilful neglect or default, might have been received;
- (c) to set occupation rent;
- (d) to take into account necessary repairs, and lasting improvements, and costs and other expenses properly incurred otherwise, or claimed to be so;
- (e) to make all just allowances;
- (f) to report special circumstances;
- (g) and generally, in taking the accounts, to inquire, adjudge and report as to all matters relating thereto, as fully as if they had been specifically referred. C.R.O. 1950, Reg. 464, r. 410.

414. The Master may cause parties to be examined, and to produce books, papers and writings, as he thinks fit, and may determine what books, papers and writings are to be produced, and when and how long they are to be left in his office, or, in case he does not deem it necessary that such books, papers or writings be left or deposited in his office, he may give directions for their inspection by the parties requiring them at such time and in such manner as he deems expedient. C.R.O. 1950, Reg. 464, r. 411.

415. The Master may cause advertisements for creditors or for heirs or next of kin, or other unascertained persons, and the representatives of such as are dead, to be published as the circumstances of the case require, and in such advertisements he shall appoint a time within which such persons are to come in and prove their claims, and shall notify them that, unless they so come in, they are to be excluded from the benefit of the order, but a claim may nevertheless be received by the Master at any later time (Form 49). C.R.O. 1950, Reg. 464, r. 412.

416. The Master shall consider the claims brought in before him pursuant to such advertisement upon a day to be fixed by him when settling the advertisement, and the executor or person appointed to examine the claims may require the claimant to produce before him any document in his possession (Form 50), and, if any claim is to be contested, shall cause notice of contestation to be served upon the claimant, fixing a day when he will adjudicate upon the claim (Form 45), and, where a claim is not to be contested or is to be contested in part only, a notice shall be sent according to Form 52. C.R.O. 1950, Reg. 464, r. 413.

417. The executor or administrator, or such other person as the Master directs, shall examine the claims sent in pursuant to the advertisement and ascertain as far as he is able, which of them are just and proper. C.R.O. 1950, Reg. 464, r. 414.

418. The executor or administrator, or one of the executors or administrators, or such other person as the Master directs, shall, on or before the day appointed to consider the claims, file an affidavit, verifying a list of the claims sent in pursuant to the advertisement, and stating which of them are just and proper to be allowed, and the reasons for such belief. C.R.O. 1950, Reg. 464, r. 415.

419. Under every order whereby the delivery of deeds or execution of conveyances is directed or becomes necessary, the Master shall give directions as to delivery of such deeds, settle conveyances where the parties differ, and give directions to the parties as to the conveyances and as to the execution thereof. C.R.O. 1950, Reg. 464, r. 416.

420. Where an account is to be taken, the accounting party, unless the Master otherwise directs, shall bring in the account in debit and credit form, verified by affidavit, and the items on each side of the account shall be numbered consecutively, and the account shall be referred to by the affidavit as an exhibit, and shall not be annexed thereto. C.R.O. 1950, Reg. 464, r. 417.

421. The Master may direct that in taking accounts the books of account in which the accounts required to be taken have been kept, or any of them, be taken as *prima facie* evidence of the truth of the matters therein contained. C.R.O. 1950, Reg. 464, r. 418.

422. Before proceeding to the hearing and determining of a reference, the Master may appoint a day for the purpose of entering into the accounts and inquiries, and may direct the production and inspection of vouchers, and, if deemed proper, the cross-examination of the accounting party on his affidavit, with a view to ascertaining what is admitted and what is contested between the parties. C.R.O. 1950, Reg. 464, r. 419.

423. A party seeking to charge an accounting party beyond what he has in his account admitted to have received shall give notice thereof to the accounting party, stating as far as he is able the amount sought to be charged and the particulars thereof in a short and succinct manner, and the Master may direct any party who seeks to falsify an account to deliver particulars of the item objected to, and the particulars shall refer to the item by number. C.R.O. 1950, Reg. 464, r. 420.

424. The Master shall keep in his office a book in which he shall enter proceedings taken before him and the directions that he gives in relation to the prosecution of the reference, or otherwise, and it is not necessary to issue or serve any formal order or document embodying such directions to bind the parties attending the reference. C.R.O. 1950, Reg. 464, r. 421.

425. In giving directions and in regulating the manner of proceeding before him, the Master shall devise and adopt the simplest, most speedy and least expensive method of prosecuting the reference, and with that view may dispense with any proceeding ordinarily taken which he conceives to be unnecessary or substitute a different course of proceeding for that ordinarily taken. C.R.O. 1950, Reg. 464, r. 422.

426. Where the Master directs parties not in attendance before him to be notified to attend at some future day or for different purposes at different future days, it is not necessary to issue separate appointments, but the parties shall be notified by one appointment, signed by the Master, of the proceedings to be taken, and of the times appointed by him for taking them. C.R.O. 1950, Reg. 464, r. 423.

**427.** As soon as the hearing of a matter pending before the Master is completed, he shall so inform the parties to the reference then in attendance and make a note to that effect in his book, and after such entry no further evidence shall be received or proceedings had without the special permission of the Master, and the Master shall then fix a day to settle his report and shall cause notice of such day to be given to all parties interested not then in attendance who have appeared upon the reference or requested notice under rule 406, unless for special reason such notice is dispensed with. C.R.O. 1950, Reg. 464, r. 424.

**428.** No part of any account, affidavit, deposition, examination or pleading used in the Master's office shall be stated or recited in the report, but the same may be referred to by date or otherwise. C.R.O. 1950, Reg. 464, r. 425.

**429.** Reports affecting money in court or to be paid into court shall set forth in figures in a schedule a brief summary of the sums found by the report and paid or payable into or out of court and the funds or shares to which the sums of money are respectively chargeable. C.R.O. 1950, Reg. 464, r. 426.

**430.** As soon as the Master's report is settled and signed, it shall be delivered to the party prosecuting the reference, or, in case he declines to take it, then, in the discretion of the Master, to any other party applying therefor. C.R.O. 1950, Reg. 464, r. 427.

**431.** Pending a reference to a master, all affidavits, papers and documents relating thereto required to be filed shall be filed with the Master, but every report or certificate of a master shall be filed in the office in which the proceedings were commenced, and, upon the completion of the reference, the papers shall be transferred to the office in which the proceedings were commenced. C.R.O. 1950, Reg. 464, r. 428.

**432.** Any party affected by a report may file it or a duplicate of it and shall forthwith serve notice of filing upon all parties appearing in the action or attending upon the reference. C.R.O. 1950, Reg. 464, r. 429.

**433.**—(1) Where the Master is directed to appoint money to be paid at some time and place, he shall appoint it to be paid into a bank to the joint credit of the party to whom it is made payable and the Accountant, and the party to whom it is made payable may name the bank into which he desires it to be paid.

(2) Where money is paid into a bank in pursuance of such appointment, the party paying may pay it either to the credit of the party to whom it is made payable or to the joint credit of the party and the Accountant, and, if it be paid to the sole credit of the party, such party is entitled to receive it without order.

(3) When money is paid to the joint credit of the Accountant and the party entitled, the Accountant shall sign the cheque for payment out upon the production of the consent of the party paying in, duly verified, or of his solicitor, or, in the absence of such consent upon the order of a judge. C.R.O. 1950, Reg. 464, r. 430.

**434.** Where by a report any money in court is found to belong to infants, the Master shall require proper evidence of the age of the infants to be given before him and shall in his report state the date of birth and age at the time of his report of each of such infants, or shall certify specially his reason for not so doing. C.R.O. 1950, Reg. 464, r. 431.

**435.** In administration suits, reports shall, as far as possible, be according to Form 54. C.R.O. 1950, Reg. 464, r. 432.

**436.** Every master has the same power, authority and jurisdiction as the Master at Toronto when sitting

in chambers with respect to all matters referred to him or which arise in his office. C.R.O. 1950, Reg. 464, r. 433.

**437.** Where a master acts under rule 436, the fees shall, with respect to such business, be the same as are payable for the like business in chambers. C.R.O. 1950, Reg. 464, r. 434.

**438.** In taking accounts in administration proceedings, interest shall be computed on the deceased's debts from the date of the judgment or order, and, on legacies, from the end of one year after the deceased's death, unless another time of payment is directed by the will. C.R.O. 1950, Reg. 464, r. 435.

**439.** Where an order is made for payment of money out of court to creditors, the person whose duty it is to prosecute the order shall send each creditor, or his solicitor, if any, a notice that the cheques may be obtained from the Accountant, and shall deposit with the Accountant any papers necessary to enable the creditors to receive their cheques (Form 53). C.R.O. 1950, Reg. 464, r. 436.

**440.** Every notice required to be given to a creditor or claimant shall, unless the Master otherwise directs, be transmitted by registered letter to the creditor or claimant at the address given in the claim sent in, or, in case the creditor or claimant has employed a solicitor, to such solicitor at the address given by him. C.R.O. 1950, Reg. 464, r. 437.

**441.** Where a sale is ordered, the Master may cause the property to be sold either by public auction, private contract or tender, or part by one mode and part by another, as he thinks best for the interest of all parties. C.R.O. 1950, Reg. 464, r. 438.

**442.** The party having the conduct of the sale shall bring into the Master's office a draft advertisement showing,

- (a) the short style of cause;
- (b) that the sale is in pursuance of an order of the court;
- (c) the time and place of the sale;
- (d) a short and true description of the property to be sold;
- (e) the manner in which the property is to be sold, whether in one lot or several, and, if in several, in how many, and what lots;
- (f) what proportion of the purchase money is to be paid down by way of deposit, and at what time or times, and whether the residue of such purchase money is to be paid with or without interest;
- (g) that the sale is subject to a reserve bid, if such is the case;
- (h) any particulars in which the proposed conditions of sale differ from the standing conditions. C.R.O. 1950, Reg. 464, r. 439.

**443.** Upon the return of the appointment to settle the advertisement, the Master shall also fix the time and place of sale, name an auctioneer, where one is to be employed, give direction for publication, fix the reserve bid, and make every other necessary arrangement preparatory to the sale. C.R.O. 1950, Reg. 464, r. 440.

**444.** The standing conditions of sale shall be those set forth in Form 55. C.R.O. 1950, Reg. 464, r. 441.

**445.** All parties may bid except the party having the conduct of the sale and except any trustees, agents and other persons in a fiduciary position. C.R.O. 1950, Reg. 464, r. 442.



446. Where no auctioneer is employed, the Master or his clerk shall conduct the sale. C.R.O. 1950, Reg. 464, r. 443, *revised*.

447. The purchaser shall sign an agreement to purchase at the time of the sale. C.R.O. 1950, Reg. 464, r. 444, *revised*.

448. The deposit shall be paid to the vendor or his solicitor at the time of sale and shall forthwith be paid by him into court in the name of the purchaser. C.R.O. 1950, Reg. 464, r. 445.

449. After the sale is concluded, the auctioneer, where one is employed, shall make an affidavit as to the result of the sale, and, where no auctioneer is employed, the Master or his clerk shall certify the result, and, where expedient, a separate report on the sale may be made (Form 56). C.R.O. 1950, Reg. 464, r. 446.

450. Objection to the sale shall be by motion to set it aside, and notice of the motion shall be served upon the purchaser and on the other parties, and biddings shall be opened only on special grounds. C.R.O. 1950, Reg. 464, r. 447.

451. The purchaser may pay his purchase money or the balance thereof into court without further order, and, after confirmation of the report on sale, upon notice to the party having the conduct of the sale, he may, if he so desires, obtain a vesting order, and, when he is entitled to be let into possession, if possession is wrongfully withheld from him, an order against any party in possession for the delivery thereof to him may be made upon his application or upon the application of the vendor. C.R.O. 1950, Reg. 464, r. 448.

452. The vendor shall forthwith upon demand deliver an abstract of title to the purchaser, and, if the purchaser does not serve objections within seven days, he shall be deemed to have accepted the abstract as sufficient, but, if objections are served, the vendor shall answer them within fourteen days, and, if the purchaser is still dissatisfied and the parties cannot agree, either party may obtain from the Master an appointment to consider the abstract. C.R.O. 1950, Reg. 464, r. 449.

453. The Master shall determine all questions upon the abstract and the sufficiency thereof, and, if desired by the purchaser, may require the vendor to make the same as perfect as he can, and, if the vendor neglects or refuses to do so, may permit the purchaser to supply defects therein at the vendor's expense. C.R.O. 1950, Reg. 464, r. 450.

454. The Master shall not make a report on the abstract but shall mark the objections as allowed or disallowed, and, when he finds the abstract perfect or as perfect as the vendor can make it, he shall certify to that effect thereon, and such certificate is final without filing, unless appealed from in the same manner as a Master's report. C.R.O. 1950, Reg. 464, r. 451.

455. After acceptance or confirmation of the abstract, the verification shall be proceeded with, and the vendor shall with all diligence afford the purchaser all the means of verification in his power, in the manner and according to the practice usual with conveyances, and, after having done so, he may serve a notice on the purchaser to make objections or requisitions, if any, within seven days, or otherwise he will be deemed to have accepted the title. C.R.O. 1950, Reg. 464, r. 452.

456. Upon being served with such notice, the purchaser, if dissatisfied, shall serve his objections or requisitions within the time thereby limited, and the like course shall be followed upon such objections or requisitions as is prescribed in relation to the abstract. C.R.O. 1950, Reg. 464, r. 453.

457. In the case of the refusal or neglect of the vendor to verify the abstract to the best of his ability or to furnish any necessary proof or documents in his power, the Master may authorize the purchaser to do so at the vendor's expense. C.R.O. 1950, Reg. 464, r. 454.

458. Rules 452 to 457 apply to all cases of reference to the Master as to title as well as to sales by the court. C.R.O. 1950, Reg. 464, r. 455.

459. Purchase money shall not be paid out of court except upon consent of the purchaser or his solicitor or upon proof being made to the Accountant that the purchaser has received a conveyance or vesting order in respect of the property for which the money in question was paid into court. C.R.O. 1950, Reg. 464, r. 456.

460. No conveyance shall be settled until evidence is produced of the purchase money having been paid into court, and, where a mortgage is taken for part of the purchase money, until evidence is given to the said officer of such mortgage having been registered and deposited with the Accountant. C.R.O. 1950, Reg. 464, s. 457.

461. Where the Master is to appoint a committee, guardian or receiver, the name proposed and the names of his proposed sureties shall be given in the appointment and the Master shall appoint the committee, guardian or receiver and settle and approve the proposed security, and, when the security has been duly filed, shall sign a written appointment. C.R.O. 1950, Reg. 464, r. 458.

462. The Master shall appoint a time when the person appointed is to pass his accounts and pay his balances into court, and, in default of compliance with such direction, the person appointed may, on the passing of his accounts, be disallowed any salary or compensation for his services, and may be charged with interest upon his balances. C.R.O. 1950, Reg. 464, r. 459.

463. Upon the death of a mentally incompetent person so found, the accounts of his committee shall be passed by the Master to whom the matter has been referred, upon notice to his executor or administrator, and, upon payment over to the executor or administrator of the balance found to be due by the Master and upon confirmation of the Master's report, the bond given by the committee shall be handed over for cancellation. C.R.O. 1950, Reg. 464, r. 459A.

#### MORTGAGE ACTIONS

464. A mortgagee may in an action claim foreclosure of the equity of redemption or a sale of the mortgaged premises and payment of the mortgage debt by any party personally liable therefor and possession of the mortgaged premises. The writ shall be endorsed in accordance with the form applicable thereto. C.R.O. 1950, Reg. 464, r. 460.

465. Where a defendant by writ in an action for foreclosure or sale desires an opportunity to redeem the mortgaged premises but does not otherwise desire to defend the action, he shall, within the time allowed for appearance, file and serve a memorandum entitled in the action to the following effect: "I desire an opportunity to redeem the mortgaged premises", whereupon he is entitled to four days' notice of the taking of the account of the amount due to the plaintiff and has six calendar months from the time of the taking of the account to redeem the mortgaged premises. C.R.O. 1950, Reg. 464, r. 460A.

466. Where a defendant by writ in an action for foreclosure desires a sale but does not otherwise desire to defend the action, he shall, within the time allowed for appearance, file and serve a memorandum entitled in the action to the following effect: "I desire a sale of the mortgaged premises instead of foreclosure",

and shall pay into court the sum of \$80 to meet the expenses of the sale, and thereupon the judgment shall be entered for sale. C.R.O. 1950, Reg. 464, r. 461.

**467.** A person made a party in the Master's office and desiring a sale shall make a similar deposit before the Master's report is settled, and obtain an order, which may be issued on *praecipe*, directing sale instead of foreclosure, and thereupon all subsequent proceedings shall be had and taken as if the judgment had been in the first instance for sale. C.R.O. 1950, Reg. 464, r. 462.

**468.** Where there are infant defendants, the Official Guardian may require the judgment to be for sale without making any deposit. C.R.O. 1950, Reg. 464, r. 463.

**469.**—(1) If the plaintiff prefers that the sale be conducted by an adult defendant desiring the sale, he may so elect, and he shall thereupon notify the defendant of such election, and the defendant making the deposit is entitled to a return thereof.

(2) In other cases the Master shall deal with the deposit in making his report. C.R.O. 1950, Reg. 464, r. 464.

**470.** The court may, on special application either before or after judgment, direct a sale instead of a foreclosure and may direct an immediate sale without previously determining the priorities of encumbrancers or giving the usual or any time to redeem. C.R.O. 1950, Reg. 464, r. 465.

**471.** In a mortgage action where the defendants, or some of the defendants, are infants and default is made by the adult defendants and the Official Guardian does not desire to set up any defence, the plaintiff, upon filing affidavits showing such facts and circumstances as entitle him to judgment, may move for judgment in chambers, upon notice to the Official Guardian. C.R.O. 1950, Reg. 464, r. 466.

**472.**—(1) In an action for foreclosure or sale where the writ has been duly endorsed and the defendant fails to appear or fails to file a notice that he desires an opportunity to redeem the mortgaged premises, the plaintiff may sign judgment for immediate sale or for immediate foreclosure unless a reference is desired as to encumbrancers (Form 104).

(2) If a reference is desired as to encumbrancers, the plaintiff is entitled to judgment with a reference, and, if no encumbrancer, shall prove any claim the Master so certifies, and, upon confirmation of the Master's report, a final order of sale or of foreclosure shall be made.

(3) If upon the reference a subsequent encumbrancer proves a claim, the usual period of redemption shall be granted, but, if the encumbrancer consents, a final order may be made at an earlier date.

(4) In the event of a notice being filed by the defendant desiring an opportunity to redeem the mortgaged premises and no reference as to encumbrancers being required, judgment may be signed and the officer signing it may in simple cases take the account on four days' notice to the defendant. His findings are subject to an appeal to a judge in chambers in the manner prescribed for appeals from the Master. In complicated cases a judgment shall issue directing a reference (Form 103).

(5) In the event of a notice being filed by the defendant desiring an opportunity to redeem the mortgaged premises and a reference being desired as to encumbrancers, judgment may be signed directing a reference, and the account shall be taken by the Master on four days' notice to the person filing the notice (Form 102).

(6) Where the writ has not been personally served, the claim of the plaintiff shall be duly verified by an affidavit which shall be filed with the officer taking the account. C.R.O. 1950, Reg. 464, r. 467; O. Reg. 9/54, s. 2.

**473.** In a redemption action, where the writ has been duly endorsed and the defendant fails to appear, the plaintiff may sign judgment (Form 105). O. Reg. 9/54, s. 3.

**474.** Upon a reference under a judgment for foreclosure or sale or redemption of mortgaged property, the Master shall enquire and state whether any person and who, other than the plaintiff, has any lien, charge or encumbrance upon the land and premises embraced in the mortgage security of the plaintiff, subsequent thereto. C.R.O. 1950, Reg. 464, r. 468.

**475.** The plaintiff shall bring into the Master's office certificates of the registrar of deeds and sheriff of the county wherein the property lies, setting forth all the encumbrances that affect the property and such other evidence as may be necessary. C.R.O. 1950, Reg. 464, r. 469.

**476.** The Master shall direct all such persons as appear to have any lien, charge or encumbrance upon the property in question, subsequent to the mortgage in question, to be made parties to the action and to be served with a notice (Form 46). C.R.O. 1950, Reg. 464, r. 470.

**477.** Any party served with such notice may apply at any time within ten days from the date of the service, to discharge, add to, vary or set aside the judgment or the order making him a party. C.R.O. 1950, Reg. 464, r. 471.

**478.** The Master before he proceeds to hear and determine shall require an appointment (Form 47) to be served upon all persons made parties before the judgment appearing to have any lien, charge or encumbrance upon the lands in question, subject to the plaintiff's mortgage, and shall in the notice to the defendant by writ, required by rule 406, state the names and nature of the claims of those so notified, and of those added under the provisions of rule 476 as appearing to have a lien, charge or encumbrance upon the said lands, and such notice may be in Form 48. C.R.O. 1950, Reg. 464, r. 472.

**479.** Where a person who has been duly served with a notice under rule 476 or with an appointment under rule 478 neglects to attend at the time appointed, the Master shall treat such non-attendance as a disclaimer by the person so making default; and any claim of such person shall be thereby foreclosed, unless otherwise ordered upon application duly made for that purpose. C.R.O. 1950, Reg. 464, r. 473.

**480.**—(1) When all parties have been duly served, the Master shall take an account of what is due to the plaintiff and to the subsequent encumbrancers for principal and interest and tax their costs and appoint a time and place for payment.

(2) In an action for foreclosure or sale, one day shall be fixed for redemption by the owner of the equity of redemption and by all subsequent encumbrancers, and, in case of more than one party desiring to redeem, the question of priority of the right to redeem shall be determined by the Master. C.R.O. 1950, Reg. 464, r. 474.

**481.** On any proceeding for foreclosure or sale by, or for redemption against, an assignee of a mortgagee, the statement of the mortgage account, under the oath of such assignee, is sufficient *prima facie* evidence of the state of such account, and an affidavit or oath shall not be required from the mortgagee or any intermediate assignee denying any payment to such mortgagee or intermediate assignee, unless the mortgagee



or his assignee, or the party proceeding to redeem, denies by oath or affidavit the correctness of such statement of account. C.R.O. 1950, Reg. 464, r. 475.

**482.** The Master's report shall state the names of all persons who have been made parties in his office, and who have been served with the notice or appointment hereinbefore provided for, and the names of such as have made default, and shall set forth the amount of the claims and the priorities of such as have attended, and these latter shall be certified as the only encumbrancers upon the property. The report shall bear date the day upon which it is settled and shall be signed and filed within ten days thereafter, otherwise a new account shall be taken. C.R.O. 1950, Reg. 464, r. 476.

**483.** Subsequent accounts shall, from time to time, be taken, subsequent costs taxed, and necessary proceedings had, for redemption by, or foreclosure of, the other parties entitled to redeem the mortgaged premises, as if specific directions for all these purposes had been contained in the judgment. C.R.O. 1950, Reg. 464, r. 477.

**484.** If the judgment directs a sale on default in payment, then, on default being made and an order for sale obtained, the property shall be sold with the approbation of the Master, and the purchaser shall pay his purchase money into court to the credit of the action. C.R.O. 1950, Reg. 464, r. 478.

**485.** The purchase money, when so paid, shall be applied and paid out of court in payment of what has been found due to the plaintiff and the other encumbrancers, if any, according to their priorities, together with subsequent interest and subsequent costs. C.R.O. 1950, Reg. 464, r. 479.

**486.** Upon a reference under a judgment for redemption, the Master shall, without any special direction, take an account of what is due to the defendant for principal money, interest and costs, and shall appoint a time and place for payment. C.R.O. 1950, Reg. 464, r. 480.

**487.** Where the judgment is for redemption or foreclosure or redemption or sale, such proceedings are in such case to be thereupon had, and with the same effect as in an action for foreclosure or sale, and in such case the last encumbrancer shall be treated as the owner of the equity of redemption. C.R.O. 1950, Reg. 464, r. 481.

**488.** Subject to *The Mortgages Act*, upon payment of the amount found due, the mortgagee shall, unless the judgment otherwise directs, assign and convey the mortgaged property to the party making the payment, or to whom he may appoint, free and clear of all encumbrances done by the mortgagee, and shall deliver up all deeds and writings in his custody or power relating thereto. C.R.O. 1950, Reg. 464, r. 482.

**489.** If the purchase money is not sufficient to pay what has been found due to the mortgagee (where the mortgagor or person liable to pay the debt is a defendant), he is entitled on an *ex parte* application to an order for the payment of the deficiency. C.R.O. 1950, Reg. 464, r. 483.

**490.**—(1) Where the state of account as ascertained by a judgment, order or report is changed before the day appointed for payment, the mortgagee may, before the day appointed, give notice of the change of account to the person called upon to pay, giving particulars of the change of account and of the sum to be paid.

(2) If notice of change of account has been given and the sums therein mentioned appear proper to be allowed or paid, a final order may be granted without further notice or the officer applied to may in his discretion require notice to be given and may fix a new day.

(3) If any party to whom notice of change of account is given is dissatisfied, he may apply to the Master or officer taking the account to determine the amount to be paid and to fix a new day.

(4) If the state of account has been changed before the day appointed for payment and no such notice has been given and the amount to be paid is reduced, a new day shall be appointed for payment upon notice to the persons entitled to redeem and, if the amount payable has been increased, the mortgagee may take a final order without the appointment of a new day.

(5) If the state of the account has been changed after the day appointed for payment, it is not necessary to appoint a new day unless the officer to whom the application is made for final order so directs. C.R.O. 1950, Reg. 484, r. 484.

**491.**—(1) In an action for foreclosure or sale or for recovery of possession of any mortgaged property for default in the payment of interest or of an instalment of the principal, the defendant may, before judgment or after judgment but before sale or final foreclosure or recovery of possession of the mortgaged property, move to stay the action upon payment of the amount then due for principal, interest and costs.

(2) Any action so stayed may upon subsequent default in the payment of a further instalment of the principal, or of the interest, be proceeded with by leave of the court. C.R.O. 1950, Reg. 464, r. 485.

**492.** In default of payment according to the report in a foreclosure action, a final order of foreclosure may, on an *ex parte* application, be granted against the party making default. C.R.O. 1950, Reg. 464, r. 486.

**493.** In a redemption action, on default of payment being made according to the report, the defendant is entitled, on an *ex parte* application, to a final order of foreclosure against the plaintiff or to an order dismissing the action with costs to be paid by the plaintiff. C.R.O. 1950, Reg. 464, r. 487.

**494.** In a redemption action where the plaintiff is declared foreclosed, directions may be given either by the final order foreclosing the plaintiff, or by subsequent orders, that all necessary inquiries be made, accounts taken and proceedings had for redemption or foreclosure, or redemption or sale, as against any subsequent encumbrancers, or for the adjustment of the relative rights and liabilities of the original defendants as among themselves. C.R.O. 1950, Reg. 464, r. 488.

**495.** In mortgage actions, the period allowed for redemption in the first place shall be six months, and, when it becomes necessary to fix a date for redemption after the lapse of the first period, the further time allowed shall be one month. C.R.O. 1950, Reg. 464, r. 489.

**496.**—(1) Where one or more of the persons interested in the equity of redemption are already defendants and it is made to appear that by reason of their number or otherwise it is expedient to permit the action to proceed without the presence of the other persons interested in the equity of redemption, the court may give directions accordingly and may order such other persons to be made parties in the Master's office after judgment.

(2) Where after judgment it appears that persons are interested in the equity of redemption besides those who are already parties, such persons may be made parties in the Master's office upon such terms as seem just. C.R.O. 1950, Reg. 464, r. 490.

#### APPEALS AND NEW TRIALS

##### *Appeals to the Court of Appeal*

**497.**—(1) Unless otherwise provided, an appeal to the Court of Appeal or a motion for a new trial

shall be made by notice of motion served upon all parties interested within fifteen days after the date of the judgment or order appealed from (Form 130).

(2) The notice shall state the relief asked and shall set forth the grounds of appeal and no other grounds may be argued except by leave of the court.

(3) A motion, other than an appeal, shall be upon notice and shall be set down at least two days before the return day and copies of all necessary papers shall be supplied for the use of the judges. C.R.O. 1950, Reg. 464, r. 491; O. Reg. 118/56, s. 4.

**498.** In all cases, other than an appeal from an interlocutory order,

(a) the appeal shall be set down for hearing by filing the notice of motion and proof of service within five days after service and there shall at the same time be left with the Registrar proof that the copies of the evidence required for use upon the appeal have been ordered;

(b) the appellant shall within thirty days after setting down the appeal cause to be transmitted to the Registrar the record and exhibits and all such other papers as are necessary for the hearing of the appeal and shall deliver to him five typewritten copies of an appeal book for the use of the judges, each containing in the order shown:

(i) an index,

(ii) the notice of appeal,

(iii) the pleadings,

(iv) the judgment or order appealed from,

(v) the reasons for judgment,

(vi) such of the exhibits, or such parts thereof, as are material for the hearing of the appeal, arranged in chronological order (when the exhibits are copied in the evidence by the reporter they need not be copied again),

(vii) the evidence (when more convenient the evidence may be bound separately),

(viii) any other document material to the due hearing of the appeal;

(c) where the evidence has not been received from the stenographer within the time limited by clause b, it is sufficient if it is put in within five days after it is ready;

(d) where compliance with the rule as to appeal books would cause undue expense or delay, a judge of the Court of Appeal may give special directions;

(e) as soon as the appeal book and evidence have been received by the Registrar, the appeal shall be placed upon the list of cases ready to be heard;

(f) in county court appeals, where copies of the evidence and of the proceedings at the trial are necessary, a certificate from the judge that such copies have been ordered from the stenographer shall be deemed to dispense with the inclusion of such evidence and proceedings in the papers certified, and the appeal may be set down without such copies upon the appellant's solicitor undertaking to deposit them as soon as they are received from the stenographer, and, in case such undertaking is not performed, rule 503 applies and may be enforced;

(g) the appellant shall, contemporaneously with the delivery of the appeal books to the Registrar, deliver a copy thereof to the solicitor for the respondent, and, if the evidence has not then been received from the reporter, a copy of the evidence shall be delivered to the respondent within the time limited by clause c;

(h) in appeals from a county court, three copies of the appeal book, and, in appeals from a division court, one copy of the appeal book, for the use of the judge or judges, are sufficient. C.R.O. 1950, Reg. 464, r. 492.

**499.** In an appeal from an interlocutory order,

(a) leave to appeal shall be obtained from a judge, other than the judge appealed from;

(b) the application for leave shall be made within one week from the pronouncing of the order appealed from, or such further time as is allowed by the judge hearing the application for leave to appeal;

(c) leave to appeal shall not be granted unless,

(i) there are conflicting decisions by a judge or court upon the matter involved in the proposed appeal and it is in the opinion of the judge desirable that an appeal be allowed,

(ii) there appears to the judge hearing the application to be good reason to doubt the correctness of the decision or order in question and the appeal involves matters of such importance that in the opinion of the judge leave to appeal should be given;

(d) the judge granting leave shall shortly state his reasons;

(e) if leave is given, notice of appeal shall be served and the appeal shall be set down within seven days after the granting of leave, and appeal books shall be put in within a week thereafter;

(f) except as provided in clauses a and e, rules 497 and 498 apply. C.R.O. 1950, Reg. 464, r. 493; O. Reg. 118/56, ss. 5, 6, *revised*.

**500.** Unless otherwise provided, in an appeal under a statute where leave to appeal is necessary, leave to appeal shall be obtained on notice to the parties interested within fifteen days from the pronouncing of the order appealed from, or within such further time as a judge allows, and, if leave is given, notice of appeal shall be served and the appeal shall be set down for hearing within seven days after the granting of leave, and, except as aforesaid, rules 497 and 498 apply. O. Reg. 118/56, s. 7.

**501.**—(1) In an appeal to the Court of Appeal from any judgment, order or decision, other than a judgment, order or decision pronounced in a division court, both parties shall lodge with the Registrar five copies of a typewritten statement of the points of law and of fact intended to be argued, including a list of cases intended to be cited and such references to the evidence, by page and line, as may facilitate the argument.

(2) Such statement shall be lodged at the latest upon the day before the case is placed upon the peremptory list for argument and within the same time a copy thereof shall be furnished to the other party.

(3) In default the appeal may be heard *ex parte* or costs may not be awarded to the defaulting party if successful. O. Reg. 119/60, s. 6.

*NOTE: It is not intended or desired that this statement should be a factum or a brief; it should be a concise statement of the points without argument.*



**502.**—(1) An appeal that is not perfected nor prosecuted as required, within the time prescribed or allowed, shall be deemed to be in default and the respondent may have it struck from the list by the Registrar as an abandoned appeal upon giving five days' notice to the appellant of his intended application.

(2) If the appeal is perfected within the five days from the giving of such notice or if within that time an application is made for an order extending the time, the Registrar shall take no action.

(3) If the appeal is not perfected within the five days or within such further time as is allowed, the Registrar shall strike the appeal off the list and shall issue an order for payment of the costs of the abandoned appeal (Form 131).

(4) Unless an appeal is made ready for hearing by the appellant within one year from the filing of the notice of appeal, it shall be deemed to have been abandoned without any order to dismiss being required, unless the court or judge otherwise orders, and the Registrar may, upon the application of the respondent, tax the costs and issue a certificate of dismissal.

(5) Unless an appeal is brought on for hearing within two years after it is set down, it shall, unless the court or judge otherwise orders, be deemed to be abandoned, and the Registrar shall return the papers to the office from which he received them and no further proceedings shall be taken therein. C.R.O. 1950, Reg. 464, r. 496.

**503.** It is not necessary for a respondent to give notice of motion by way of cross-appeal except in cases where the respondent intends to appeal upon his claim or counter-claim in the action, but, if a respondent intends upon the hearing of the appeal to contend only that the decision appealed against should be varied, he shall, within five days after the notice of appeal has been served upon him, give notice of such intention to any parties who may be affected by such contention and shall forthwith file such notice with proof of service. The omission to give such notice does not diminish the power of the court but may in the discretion of the court be ground for an adjournment of the appeal or for a special order as to costs. C.R.O. 1950, Reg. 464, r. 497.

**504.** The time limited by rules 497 to 503 may be extended by a written consent or by a judge of the Court of Appeal. C.R.O. 1950, Reg. 464, r. 498.

#### *Stay of Execution Pending Appeal*

**505.** The judge at the trial may stay the entry of judgment or the issue of execution for a period not exceeding thirty days, but this does not prevent the settlement of the judgment. C.R.O. 1950, Reg. 464, r. 499.

**506.**—(1) Unless otherwise ordered by a judge of the Court of Appeal, the execution of the judgment appealed from shall, upon an appeal being set down to be heard, be stayed pending the appeal, but, if the judgment appealed from awards a mandamus or an injunction, execution shall not be stayed unless so ordered by the judge appealed from or by a judge of the Court of Appeal.

(2) Where leave to appeal from an interlocutory order is granted, the judge hearing the application may give directions as to staying proceedings. C.R.O. 1950, Reg. 464, r. 500.

**507.** Where an execution has been issued and is thereafter stayed upon an appeal, the appellant is entitled to obtain a certificate from the Registrar that the execution has been stayed pending the appeal, and, upon the certificate being lodged with the sheriff, the execution shall be superseded, but the execution

debtor shall pay the sheriff's fees and the sum so paid shall be allowed to him as part of the costs of the appeal. C.R.O. 1950, Reg. 464, r. 501.

**508.** Where the execution of a judgment is stayed pending an appeal, all further proceedings in the action, other than the issue of the judgment and the taxation of costs thereunder, shall be stayed unless otherwise ordered by a judge of the Court of Appeal. C.R.O. 1950, Reg. 464, r. 502.

#### *Default and Disagreement of Jury*

**509.** Where a party does not appear at the trial, the judgment may be set aside and a new trial ordered by the judge presiding at the sittings or by any other judge. C.R.O. 1950, Reg. 464, r. 503, *revised*.

**510.** Where the jury disagree, the action may be re-tried at the same sittings or at any subsequent sittings as may be directed. C.R.O. 1950, Reg. 464, r. 504.

**511.**—(1) Where a jury is directed to answer questions and answers some but not all, or where the answers are conflicting so that judgment cannot be entered upon such findings, the action shall be re-tried as in the case of a disagreement.

(2) If the answers entitle either party to judgment as to some but not all the causes of action, the judge may direct judgment to be entered on the causes of action as to which the answers are sufficient, and the issues upon the remaining causes of action shall then be re-tried as upon a disagreement. C.R.O. 1950, Reg. 464, r. 505.

#### *Appeals from Masters and Referees—Local Judges and Officers in Chambers*

**512.**—(1) Every report or certificate of a master shall be filed and shall be deemed to be confirmed at the expiration of fourteen days from the date of service of notice of filing the same, unless notice of appeal is served within that time.

(2) Where notice of filing is not necessary, a report shall be confirmed fourteen days after filing. C.R.O. 1950, Reg. 464, r. 506.

**513.** An appeal from the report or certificate of a master or referee shall be to the court upon seven clear days' notice, and is returnable within one month from the date of service of notice of filing of the report or certificate. C.R.O. 1950, Reg. 464, r. 507.

**514.**—(1) A person affected by an order of the Master upon any application heard by him under rule 210, a local judge, local master or other officer in chambers, or of a master under the authority of rule 436, may appeal therefrom to a judge in chambers.

(2) The appeal shall be by motion, on notice served within four days and returnable within ten days after the decision complained of.

(3) The appeal is not a stay of proceedings unless ordered by a judge or by the officer whose decision is complained of.

(4) Where the judgment, order or decision is made or given in vacation, a person affected thereby may, if the matter is urgent, appeal therefrom during vacation to the vacation judge, or may appeal after vacation in the same manner and within the same time as if the judgment, order or decision had been made on the first day after vacation.

(5) Appeals in chambers shall be argued by counsel. C.R.O. 1950, Reg. 464, r. 508.

**515.** Any person affected by a judgment or order of a local judge in court may appeal therefrom to a

judge in court, and such appeal shall be brought within the time and upon the like notice and proceedings as in cases of appeals from orders and decisions of local judges in chambers. C.R.O. 1950, Reg. 464, r. 509.

#### *Appeals from Taxation*

**516.**—(1) An appeal from the report or certificate of an officer to whom the taxation of a solicitor's bill under *The Solicitors Act* has been referred lies and may be brought in the same manner as in the case of the report of a master.

(2) In other cases, a party dissatisfied with the decision of a taxing officer upon any question of principle or as to any item respecting which objections have been duly filed, may appeal from the certificate of the taxing officer to a judge in chambers, and the practice upon the appeal shall be the same as upon an appeal from an order made by the Master. C.R.O. 1950, Reg. 464, r. 510.

#### FORM OF JUDGMENTS AND ORDERS, ETC.

**517.** Judgments and orders shall be divided into convenient paragraphs, numbered consecutively. C.R.O. 1950, Reg. 464, r. 511.

**518.** It is not necessary in a judgment or order to reserve liberty to apply, but any party may apply to the court from time to time. C.R.O. 1950, Reg. 464, r. 512.

**519.** Every judgment or order shall show on its face the day of the week and month on which it was given or made, and every judgment shall also show the date upon which it was actually signed, and (except judgments signed by default and *praeipecte* orders) shall show the name or names of the judge or officer who gave or made it, and shall take effect from its date (Forms 68 and 69). C.R.O. 1950, Reg. 464, r. 513.

**520.** An order for payment of money into court on behalf of, or as the property of, an infant shall, unless otherwise directed, state the date of the birth and the full address of the infant. O. Reg. 7/51, s. 6.

**521.** All judgments and orders directing payment of costs shall direct payment to the party entitled to receive it and not to his solicitor. C.R.O. 1950, Reg. 464, r. 515.

**522.**—(1) Every judgment and every order pronounced in court shall be entered at full length.

(2) Judgment in causes and matters commenced in the Registrar's office and all orders made in court or chambers in Toronto shall be entered in the Registrar's office.

(3) Judgments in causes or matters commenced in a local office and all orders made therein not entered at Toronto shall be entered in the office in which the cause or matter was commenced.

(4) Orders issued on *praeipecte* and orders made in chambers, need not be entered in full, except,

- (a) orders declaring persons mentally incompetent, or and with respect to the estates of such persons;
- (b) orders for the sale of infants' estates;
- (c) orders for payment of money into or out of court, or out of an estate or fund;
- (d) orders for foreclosure or sale;
- (e) orders for the confirmation of the report of a master or referee;

(f) orders vacating certificates of *lis pendens* or cautions;

(g) vesting orders; and

(h) such other orders as are from time to time directed to be entered.

(5) Where an order made in chambers is not entered in full, a copy thereof shall be filed and a memorandum showing the issue of the order shall be made by the entering clerk. C.R.O. 1950, Reg. 464, r. 516; O. Reg. 101/59, ss. 8, 9.

**523.**—(1) The entering clerk shall note in the margin of the judgment or order book the day of entering, and shall at the foot of the judgment or order note the same date and a reference to the book in which the entry has been made.

(2) Where the judgment or order is recorded by photographic plate, microphotographic film or photocopy negative, the date of recording and a reference to the plate, film or negative number and to the document number shall be noted on the judgment or order before recording. C.R.O. 1950, Reg. 464, r. 517; O. Reg. 101/59, s. 10.

**524.** All judgments and orders of the Court of Appeal shall be entered in the Registrar's office at Toronto and, if the action was commenced elsewhere, also in the office where the action was commenced. C.R.O. 1950, Reg. 464, r. 518.

**525.**—(1) Any judgment in a mortgage action may direct in general terms that all necessary inquiries be made, accounts taken, costs taxed and proceedings had for redemption or foreclosure (or for redemption or sale, as the case may be) and that for these purposes the cause is referred to (*naming the Master*).

(2) Any judgment directing a sale may so direct in general terms and refer the action to the Master for that purpose.

(3) Any judgment directing partition or administration may be in general terms.

(4) Any judgment in general terms shall confer upon the Master all the powers given by these rules and all other powers necessary to enable him to carry the judgment into full effect. C.R.O. 1950, Reg. 464, r. 519.

**526.** Any judgment by default may be set aside upon an application in chambers. C.R.O. 1950, Reg. 464, r. 520.

**527.** Clerical mistakes in judgments or orders or errors arising therein from any accidental slip or omission may at any time be corrected upon an application in chambers. C.R.O. 1950, Reg. 464, r. 521.

**528.** Where a judgment or order requires amendment in any particular on which the court did not adjudicate, it may be amended on motion. C.R.O. 1950, Reg. 464, r. 522.

**529.** A party entitled to maintain an action for the reversal or variation of a judgment or order upon the ground of matter arising subsequent to the making thereof or subsequently discovered, or to impeach a judgment or order on the ground of fraud, or to suspend the operation of a judgment or order, or to carry a judgment or order into operation, or to any further or other relief than that originally awarded, may move in the action for the relief claimed. C.R.O. 1950, Reg. 464, r. 523.

**530.** Upon the production of the certificate of the Registrar of the Supreme Court of Canada upon an appeal to that court, the officer of this court with whom the judgment or order appealed from was entered shall cause the certificate of the Supreme Court of Canada



to be entered, and all subsequent proceedings may be taken thereupon as if the decision had been given in this court. O. Reg. 101/59, s. 11, *revised*.

**531.** Every judgment and order by which a judgment is affirmed, reversed, set aside, varied or in any way modified shall, in addition to any other entry thereof, be entered in the office where the original judgment or order was entered. C.R.O. 1950, Reg. 464, r. 525.

**532.** Judgments and orders pronounced in trials at Toronto shall be settled by the registrar to whom is assigned the duty of settling judgments. C.R.O. 1950, Reg. 464, r. 526.

**533.—(1)** Judgments in cases tried elsewhere than at Toronto shall be settled by the local registrar or other officer acting as registrar at the place of trial, unless a party affected applies to the registrar at Toronto to whom is assigned the duty of settling judgments to settle it or to reconsider the settlement of it by the local officer.

**(2)** When settled, the minutes may be varied by the trial judge on the application of either party. C.R.O. 1950, Reg. 464, r. 527.

**534.** Notice of settling minutes of a judgment or order, other than a simple judgment or order for recovery of a sum certain with or without costs or dismissing an action or motion, shall be given unless dispensed with by the officer by whom the judgment or order is to be settled, and the proposed minutes of the judgment or order shall be served or left in his office for inspection, and any party may take a copy thereof. C.R.O. 1950, Reg. 464, r. 528.

**535.** Where judgment may be signed upon the filing of an affidavit or production of a document, the officer shall examine the affidavit or document produced and ascertain that it is regular and sufficient. C.R.O. 1950, Reg. 464, r. 529.

**536.** Where a judgment or order is obtained upon a condition and the condition is not complied with, the judgment or order shall be deemed to have been waived or abandoned as far as it is beneficial to the person obtaining it, and any person interested in the matter, on the breach or non-performance of the condition, may take such proceedings as the judgment or order in such case warrants or such proceedings as might have been taken if the judgment or order had not been made. C.R.O. 1950, Reg. 464, r. 530.

**537.—(1)** Every judgment shall be signed by the Registrar or by the proper officer in whose office the action was commenced.

**(2)** Every judgment or order pronounced by the court or by a judge in chambers shall be settled and signed by the registrar or officer attending the court or chambers at which it is pronounced, but the judge pronouncing such order may himself settle or sign it.

**(3)** Every judgment or order pronounced by a local judge or a county court judge in court or chambers, other than a judgment after trial, shall be settled and signed by the judge pronouncing it, but, where the judge who pronounced it has signed a memorandum of it, it may be settled and signed by the local registrar or clerk of the county court of the county in which it was pronounced.

**(4)** Orders made by an officer sitting in chambers shall be signed by him, but in his absence an officer having concurrent jurisdiction may sign an order that has been approved by all parties represented on the application in the name of the officer who pronounced it by subscribing on it the name of such officer and adding thereto his own signature and office preceded by the word "by".

**(5)** Where an officer sitting in chambers has died or become incapacitated prior to pronouncing judgment, the application may be heard by another officer having jurisdiction to hear such an application.

**(6)** Where an officer sitting in chambers has died after pronouncing judgment and before signing the order, an officer having jurisdiction to make such an order may settle and sign it.

**(7)** Orders made by a judge of the Court of Appeal shall be settled and signed by the Registrar or by the judge. O. Reg. 101/59, s. 12.

**538.—(1)** The minutes of every final judgment or order of the Court of Appeal shall be settled and initialled by the Registrar.

**(2)** Any party to the appeal who is dissatisfied with the minutes as settled by the Registrar may apply on notice of motion returnable before the Chief Justice or other presiding judge of the court that heard the appeal, specifying in precise terms the alteration in the minutes sought by him, and the Chief Justice or other presiding judge may hear the application or may delegate the hearing to any other member of the court who heard the appeal.

**(3)** Every judgment or order pronounced by a local judge or a county court judge in court or chambers, other than a judgment after trial, shall be settled and signed by the judge pronouncing the judgment or order, but, where the judge who pronounced the judgment or order has signed a memorandum thereof, the judgment or order may be settled and signed by the local registrar or clerk of the county court of the county in which it was pronounced.

**(4)** The judge settling the minutes may refer the motion to the court. C.R.O. 1950, Reg. 464, r. 531A; O. Reg. 118/58, s. 2.

**539.—(1)** In order to acknowledge satisfaction of a judgment, a satisfaction piece shall be signed by the party acknowledging it or his personal representative, and his signature shall, unless the court expressly dispenses therewith, be witnessed by some practising solicitor, expressly named by him, and attending at his request to inform him of the nature and effect of the satisfaction piece before it is signed (Form 138).

**(2)** The solicitor shall declare himself in the attestation thereto to be the solicitor for the person so signing it and state that he is witness as such solicitor, and, in cases where the satisfaction piece is signed by the personal representative of a party deceased, his representative character shall be proved by the production of the probate of the will or of the letters of administration (or a certified copy) to the officer having custody of the judgment.

**(3)** The satisfaction piece shall be filed in the office in which the judgment is entered, and the proper officer shall make and sign at the foot or in the margin of the satisfaction piece the following note: "This satisfaction piece has been noted and recorded this . . . . day of . . . . ., 19 . . . .".

**(4)** If the original judgment is produced, the proper officer shall make and sign at the foot or in the margin thereof the following note: "Satisfaction acknowledged. See satisfaction piece filed this . . . . day of . . . . ., 19 . . . .".

**(5)** Where the judgment has been entered in a judgment book, the proper officer shall make and sign in the margin or at the foot of the judgment as entered in the book a similar note to that set out in subrule 4.

**(6)** Where the judgment has been recorded by photographic plate, microphotographic film or photo-

copy negative, the satisfaction piece shall be recorded and appropriately indexed. C.R.O. 1950, Reg. 464, r. 532; O. Reg. 101 59, ss. 13, 14.

#### ENFORCEMENT OF JUDGMENTS AND ORDERS

**540.** A judgment for the recovery by or payment to a person of money may be enforced by the issue of a writ of execution against the goods and chattels, lands and tenements of the debtor, but, if the amount due on the judgment is less than \$40, no execution shall issue against lands and tenements (Form 115). C.R.O. 1950, Reg. 464, r. 533.

**541.** Any judgment for the payment of money into court may be enforced in the same way as a judgment for payment to a person, and the person having the carriage of the judgment shall be deemed to be a judgment creditor for the purpose of its enforcement. C.R.O. 1950, Reg. 464, r. 534.

**542.** A judgment for the recovery of money on behalf of an infant, mentally incompetent person or person of unsound mind or on behalf of a class shall direct the money to be paid into court, and no payment to the guardian, next friend or committee of money of such infant, mentally incompetent person or person of unsound mind or person having the conduct of the proceedings on behalf of the class is a valid discharge as against the infant, mentally incompetent person or person of unsound mind or the class. C.R.O. 1950, Reg. 464, r. 535.

**543.** Every writ of execution for the levying of any money to be paid into court shall be endorsed by the officer issuing the writ with the following notice: "All Money made under this Execution is to be paid into Court by the Sheriff." C.R.O. 1950, Reg. 464, r. 536.

**544.** Where a party is by a judgment entitled to any relief subject to or upon the fulfilment of a condition or contingency, he may, upon the fulfilment of the condition or contingency, apply for leave to issue execution. C.R.O. 1950, Reg. 464, r. 537.

**545.** Every judgment creditor is entitled immediately to issue one or more writs of *fiat facias*, but, if the judgment is for payment within a period therein mentioned, the writ shall not be issued until after the expiration of such period. C.R.O. 1950, Reg. 464, r. 538.

**546.** Where a sheriff returns that he has "goods (or lands) on hand for want of buyers", a writ of *venditioni exponas* or a writ of *venditioni exponas* for part and *fiat facias* for the residue may be issued, and the sheriff may make this return by certificate and the original writ of execution remains in force for the residue (Forms 120 and 121). C.R.O. 1950, Reg. 464, r. 539.

**547.** A judgment for the recovery or for the delivery of the possession of land may be enforced by writ of possession (Form 122). C.R.O. 1950, Reg. 464, r. 540.

**548.** Where by a judgment a person therein named is directed to deliver up possession of any lands to some other person on or at a specified time after being served with the judgment, the person prosecuting the judgment is, without any further order for that purpose, entitled to issue a writ of possession on filing an affidavit showing due service of the judgment and that it has not been obeyed. C.R.O. 1950, Reg. 464, r. 541.

**549.** When a judgment directs recovery of any land and money, one writ or separate writs of execution for the recovery of possession and for the money may be issued at the election of the party entitled to recover. C.R.O. 1950, Reg. 464, r. 542.

**550.** A judgment for the recovery of dower may be enforced by a writ of assignment of dower, directed

to the sheriff of the county in which the lands lie, and the writ shall set forth the lands out of which the plaintiff is to recover dower (Forms 127 and 128). C.R.O. 1950, Reg. 464, r. 543.

**551.**—(1) Where a judgment directs the recovery of specific goods, chattels, deeds, securities, documents or any property other than land or money, a writ of delivery may issue directing the sheriff to cause such goods or property to be delivered up in accordance with the judgment (Form 123).

(2) If the goods and property are not delivered up by the judgment debtor and cannot be found and taken by the sheriff, the judgment creditor may apply for an order directing the sheriff to take goods and chattels of the judgment debtor to double the value of the property in question to be kept until the further order of the court to enforce obedience to the judgment.

(3) By leave of the court, such judgment may also be enforced by attachment, committal or sequestration. C.R.O. 1950, Reg. 464, r. 544.

**552.** A judgment requiring any person to do an act, other than the payment of money, or to abstain from doing anything, may be enforced by attachment or by committal (Form 125). C.R.O. 1950, Reg. 464, r. 545.

**553.** A writ of attachment shall not be issued without the leave of the court or a judge, on notice to the person against whom the attachment is to be issued. C.R.O. 1950, Reg. 464, r. 546.

**554.** Where a person is taken or detained in custody under a writ of attachment, without obeying the judgment, then, upon the sheriff's return that the person has been so taken or detained, the party prosecuting the judgment is entitled upon motion to a writ of sequestration against the estate and effects of the disobedient person. C.R.O. 1950, Reg. 464, r. 547.

**555.** If an attachment cannot be executed against the person refusing or neglecting to obey the judgment by reason of his being out of the jurisdiction of the court or of his having absconded or that with due diligence he cannot be found or if in any other case the court thinks proper to dispense with a writ of attachment, an order may be granted for a writ of sequestration against the estate and effects of the disobedient person, and it is not necessary for that purpose to issue an attachment. C.R.O. 1950, Reg. 464, r. 548.

**556.** If a person who is ordered to pay money neglects to obey the judgment, the court may, upon the application of the party prosecuting the judgment, at the expiration of the time limited for performance, make an order for a writ of sequestration (Form 126). C.R.O. 1950, Reg. 464, r. 549.

**557.** A writ of sequestration shall be directed to the sheriff, unless otherwise ordered. C.R.O. 1950, Reg. 464, r. 550.

**558.** Where a person has been committed to jail for contempt of court, there to be detained and imprisoned until he has purged his contempt, if it be made to appear that he is in actual custody under such committal, the court may modify the order and limit the term of imprisonment or grant such other relief as in the nature and circumstances of the case seems just, but any relief that may be granted to any such person does not relieve him from any civil liability. C.R.O. 1950, Reg. 464, r. 551.

**559.** If a *mandamus* granted in an action or otherwise, or a mandatory order, injunction or judgment for specific performance of a contract, is not complied with, the court, besides or instead of proceedings against the disobedient party for contempt, may direct that the act required to be done may be done



so far as practicable by the party by whom the judgment has been obtained, or some other person appointed by the court, at the cost of the disobedient party, and, upon the act being done, the expenses incurred may be ascertained in such manner as the court directs, and execution may issue for the amount so ascertained and for costs. C.R.O. 1950, Reg. 464, r. 552.

**560.** Any judgment against a corporation wilfully disobeyed may be enforced by sequestration against the corporation or by attachment against the directors or other officers of the corporation. C.R.O. 1950, Reg. 464, r. 553.

**561.** Any corporation or individual disobeying a judgment or guilty of any other contempt of court may be fined and such fine may be in lieu of or addition to punishment by attachment, committal or sequestration. C.R.O. 1950, Reg. 464, r. 554.

**562.** Any person not a party against whom obedience to a judgment may be enforced is liable to the same process and punishment as if he were a party. C.R.O. 1950, Reg. 464, r. 555.

**563.**—(1) Under an execution against one partner, partnership assets shall not be taken in execution, but an order may be made charging the partner's interest in the partnership property and profits with the payment of the amount of the executions in the sheriff's hands, and by the same or a subsequent order a receiver may be appointed of the partner's share of profits whether already declared or accruing and of any other money that may be coming to him in respect of the partnership, and the court may direct all accounts and inquiries and give all such other directions as might be directed or given as if the charge had been given by the partner.

(2) The other partners may redeem the interest charged, or, in event of a sale, may purchase the same. C.R.O. 1950, Reg. 464, r. 556.

**564.** Where goods or chattels are seized in execution under a writ of *fiери facias*, the sheriff, or his officers acting for him, shall, on request, deliver to the owner, his agent or servant, an inventory thereof before they are removed from the premises on which they have been so seized, and no sheriff or other officer shall sell any goods or chattels under a writ of execution until he has previously thereto given at least eight days' public notice in writing of the time and place of the sale in the most public place in the municipality where such goods or chattels have been seized. C.R.O. 1950, Reg. 464, r. 557.

**565.** Where goods are seized by a sheriff under a writ of *fiери facias* and they remain unsold in his hands for want of buyers, he shall state in his return of "goods on hand for want of buyers", the time when and the place where such goods were offered for sale by him and the names of at least three persons who were present at the time of such attempted sale, if so many were present, but, if so many were not present, then the names of those who were present, if any, and that there were no others, and, if no person was present, then he shall state that fact. C.R.O. 1950, Reg. 464, r. 558, revised.

**566.** The sheriff shall not expose lands for sale under a writ of *fiери facias* or sell the lands within less than twelve months from the day on which the writ is delivered to him. C.R.O. 1950, Reg. 464, r. 559.

**567.** Where a writ of *fiери facias* is issued against an absconding debtor in an action in which an order for attachment has been issued, the court may order the sheriff to sell lands of the absconding debtor before the expiration of the twelve months. C.R.O. 1950, Reg. 464, r. 560.

**568.** A sale of lands shall not be had under any writ of *fiери facias* until after a return of *nulla bona*,

in whole or in part, in the same action or matter by the sheriff of the same county. C.R.O. 1950, Reg. 464, r. 561.

**569.** If the amount authorized to be made and levied under a writ of *fiери facias* is made and levied thereunder out of goods and chattels, the person issuing the writ is not entitled to the expenses of any seizure or advertisement of lands thereunder, and the return to be made by the sheriff to the writ for sale of lands shall be to the effect that the amount has been so made and levied as aforesaid. C.R.O. 1950, Reg. 464, r. 562.

**570.** Before the sale of lands under a writ of *fiери facias*, the sheriff shall publish once, not less than three months and not more than four months preceding the sale, an advertisement of sale in *The Ontario Gazette*, specifying,

- (a) the property to be sold;
- (b) the name of the plaintiff and defendant;
- (c) the time and place of the intended sale; and
- (d) the name of the debtor whose interest is to be sold,

and he shall, upon one day at least in each week for four successive weeks next preceding the sale, also publish such advertisement in a public newspaper of the county or district in which the lands lie; and he shall also for three months preceding the sale put up and continue a notice of such sale in the office of the clerk of the peace, and on the door of the court house or place in which the general sessions of the peace of the county or district are usually held; but nothing herein contained shall be taken to prevent an adjournment of the sale to a future day. C.R.O. 1950, Reg. 464, r. 563.

**571.** The advertisement in *The Ontario Gazette* of any lands for sale under a writ of *fiери facias*, during the currency of the writ, shall be deemed a sufficient commencement of the execution to enable the writ to be completed by a sale and conveyance of the lands after the writ has become returnable. C.R.O. 1950, Reg. 464, r. 564.

**572.** As between the original parties to a judgment, execution may, without leave, issue at any time within six years from the date of the judgment. C.R.O. 1950, Reg. 464, r. 565.

**573.** Where the six years have elapsed or any change has taken place by death or otherwise in the parties entitled or liable to execution, or where a party is entitled to execution upon a judgment of assets *in futuro*, the party alleging himself to be entitled to execution may apply for leave to issue execution accordingly or to amend any execution already issued (Form 91). C.R.O. 1950, Reg. 464, r. 566.

**574.** Every writ of execution shall be endorsed with the name and address of the solicitor issuing it, and, if he issues it as agent for another solicitor, the name and address of such other solicitor shall also be endorsed, and where the writ is issued by a suitor in person, his name and address shall be endorsed. C.R.O. 1950, Reg. 464, r. 567.

**575.** Every writ of execution for the recovery of money shall be endorsed with a direction to the officer to whom it is directed to levy the money really due and payable and sought to be recovered under the judgment, stating the amount, and also to levy interest thereon at the rate of 5 per cent per annum from the time of the rendering of the verdict or of the giving of the judgment, as the case may be. O. Reg. 112/55, s. 3.

**576.** The officer issuing the writ or renewal thereof shall endorse upon it a memorandum signed by him

of the amount which the party issuing it is entitled to receive for its costs, and any renewal and for any further or other writs or renewals, and no sum not so endorsed is to be collected for such costs. C.R.O. 1950, Reg. 464, r. 569.

**577.** Upon every execution there may be levied, in addition to the sum recovered by the judgment and interest thereon, the poundage, fees and expenses of execution. C.R.O. 1950, Reg. 464, r. 570.

**578.**—(1) A writ of *fiery facias* remains in force for three years from its issue, unless renewed before its expiration, when it is in force for a further period of three years from the date of such renewal, and so on from time to time.

(2) A writ may be renewed by being marked in the margin with a memorandum signed by the proper officer, stating the day, month and year of such renewal, or by a certificate of renewal signed by such officer, and a writ so marked (or if renewed by certificate, the certificate) shall be placed in the hands of the sheriff before its expiry, when it shall have effect and be entitled to priority according to the time of the original delivery thereof. C.R.O. 1950, Reg. 464, r. 571, *revised*.

**579.** The sheriff to whom a writ is directed shall endorse on it all returns thereto and shall give a certificate thereof when demanded, which certificate shall be deemed a return (Form 129). C.R.O. 1950, Reg. 464, r. 572.

**580.** Where the party who delivered a writ or process to a sheriff to be executed, or any other person entitled to call for a return requires by a demand in writing the sheriff to return the writ, either by returning the writ to the court from which the writ issued or by granting a certificate under the preceding rule, the sheriff shall, within eight days, return the writ according to the terms of the requisition, and if he wilfully refuses or neglects to do so, he may be ordered to return the writ, and may be further proceeded against as in other cases of contumacy. C.R.O. 1950, Reg. 464, r. 573.

**581.** Upon filing the demand and proof of service, an order against the sheriff to return the writ in six days from service shall be issued on *praecipe*. C.R.O. 1950, Reg. 464, r. 574.

**582.** Personal service of the demand or order on the sheriff is not necessary if it appears by affidavit that inquiry was made for him and that he could not conveniently be found, and the demand or order was served upon the sheriff's clerk, or bailiff in, or having charge of, the sheriff's office. C.R.O. 1950, Reg. 464, r. 575.

**583.** Where a sheriff neglects or refuses to return a writ when so demanded, he may be ordered to pay the costs of any order taken out to compel the return, and all other costs consequent thereon, and also the costs of the previous demand. C.R.O. 1950, Reg. 464, r. 576.

**584.** Where the sheriff is ordered to return a writ and does not make the return within the time specified in the order, the court may order the sheriff to be attached or direct an attachment to issue unless a return be made within a limited time. C.R.O. 1950, Reg. 464, r. 577.

**585.** If the writ is not returned at the expiration of any further time limited and if the service of the order and the failure of the sheriff to return the writ are proved, the court may order the attachment to issue forthwith against the sheriff upon an *ex parte* application. C.R.O. 1950, Reg. 464, r. 578.

**586.** The sheriff, when required to return a writ to the court, shall file the writ or his certificate under rule 579 in the office from which the order to return the writ was issued, and the officer with whom it is

filed shall endorse the day and hour when it was filed. C.R.O. 1950, Reg. 464, r. 579.

#### EXAMINATION OF JUDGMENT DEBTORS AND ATTACHMENT OF DEBTS

**587.**—(1) A judgment creditor may, without an order, examine the judgment debtor upon oath annually before the proper officer of the county in which he resides touching his estate and effects and as to the property and means he had when the debt or liability that was the subject of the cause or matter in which judgment has been obtained against him was incurred, or, in the case of a judgment for costs only, at the time of the commencement of the cause or matter, and as to the property and means he still has of discharging the judgment, and as to the disposal he has made of any property since contracting such debt or incurring such liability, or, in the case of a judgment for costs only, since the commencement of the cause or matter, and as to any and what debts are owing to him.

(2) No further examination shall be had without an order until the expiration of one year from the close of the preceding examination. O. Reg. 119/60, s. 7.

**588.** Where the judgment is against a corporation, the judgment creditor may in like manner examine any of the officers of the corporation touching the names and residences of the stockholders in the corporation, the amount and particulars of stock held or owned by each stockholder and the amount paid thereon, and as to what debts are owing to the corporation, and as to the estate and effects of the corporation, and as to the disposal made by it of any property since contracting the debt or liability in respect of which the judgment was obtained, or, in the case of a judgment for costs only, since the commencement of the cause or matter. C.R.O. 1950, Reg. 464, r. 581.

**589.** The court may order any clerk or employee or former clerk or employee of the judgment debtor, or any person or the officer or officers of any corporation to whom the debtor has made a transfer of his property or effects, exigible under execution, since the date when the liability or debt that was the subject of the action in which judgment was obtained was incurred, or, where the judgment is for costs only, since the commencement of the cause or matter, to submit to being examined upon oath as to the estate and effects of the debtor, and as to the property and means he had when the debt or liability aforesaid was incurred, or, in the case of a judgment for costs only, at the date of the commencement of the cause or matter, and as to the property or means he still has of discharging the judgment, and as to the disposal he has made of any property since contracting the debt or incurring the liability, and as to any and what debts are owing to him. C.R.O. 1950, Reg. 464, r. 582.

**590.** Where the court is satisfied that there is reasonable ground for supposing that a person or corporation is in possession of any property of the judgment debtor exigible under execution, it may order such person or any officer of the corporation to attend and submit to examination touching the property and means of the judgment debtor. C.R.O. 1950, Reg. 464, r. 583.

**591.** Where a difficulty arises in or about the execution or enforcement of a judgment, the court may make such order for the attendance and examination of any party or person as seems just. C.R.O. 1950, Reg. 464, r. 584.

**592.** A person liable to be examined under the preceding rules may be compelled to attend and testify, and to produce books and documents, in the same manner and subject to the same rules of examination, and the same consequences of neglecting to attend or refusing to disclose the matters in respect of which he may be examined, as in the case of a witness. C.R.O. 1950, Reg. 464, r. 585.



**593.** A person liable to be examined as a judgment debtor or as an officer of a corporation that is a judgment debtor need not be served with a subpoena, but may be served with an appointment, signed by the officer before whom he is to be examined, at least forty-eight hours before the time fixed for his examination, and the person to be examined shall be paid the same fees as a witness. C.R.O. 1950, Reg. 464, r. 586.

**594.** Where the judgment debtor does not attend, does not allege a sufficient excuse for not attending, or, if attending, refuses to disclose his property or his transactions, or does not make satisfactory answers respecting the same, or, if it appears from such examination that he has concealed or made away with his property in order to defeat or defraud his creditors or any of them, the court may order the debtor to be committed to the common jail of the county or district in which he resides for a term of not more than twelve months, or that a writ of *capias ad satisfaciendum* may be issued against the debtor, or, in case the debtor is at large upon bail, may make an order for his committal to close custody, and the sheriff, on due notice of the order, shall forthwith take the debtor and commit him to close custody until he obtains an order allowing him to go out of close custody, on giving the necessary bond in that behalf, or until he is otherwise discharged in due course of law. C.R.O. 1950, Reg. 464, r. 587.

**595.** Where an officer of a corporation or other person liable to be examined does not attend and does not show a sufficient excuse for not attending, or, if attending, refuses to disclose any of the matters in respect of which he may be examined, the court may order him to be committed to the common jail of the county or district in which he resides for a term of not more than six months. C.R.O. 1950, Reg. 464, r. 588.

**596.** Where a person has been committed to jail, the court may limit the term of imprisonment or grant such other relief as seems just, but the order does not relieve such person from any civil liability to any other person. C.R.O. 1950, Reg. 464, r. 589.

**597.**—(1) The court, upon the *ex parte* application of the judgment creditor, upon affidavit stating that the judgment is unsatisfied and,

- (a) that some person within Ontario is indebted to the judgment debtor, or
- (b) that some person not within Ontario is indebted to the judgment debtor and that the debt to be attached is one for which such person might be sued in Ontario by the judgment debtor,

may order that all debts owing or accruing from such third person (hereinafter called the garnishee) to the judgment debtor, shall be attached to answer the judgment debt and that the garnishee do at a time named show cause why he should not pay the judgment creditor the debt due from the garnishee to the judgment debtor or so much thereof as is sufficient to satisfy the judgment debt and the claims of any other execution creditors. Notice of the application to pay over shall, unless dispensed with, be given to the judgment debtor (Form 78).

(2) Where the garnishee is not within Ontario and is neither a British subject nor in British dominions, notice of the order and not the order itself shall be served (Form 79).

(3) Where a debt owing from a firm carrying on business within Ontario, but having members out of Ontario, is attached, service may be effected upon any person having control or management of the partnership business or any member of the firm within Ontario. C.R.O. 1950, Reg. 464, r. 590.

**598.** The garnishee shall be deemed to be indebted, although any debt sought to be attached has been assigned, charged or encumbered by the judgment debtor, if the assignment, charge or encumbrance is fraudulent as against creditors or is otherwise impeachable by them. C.R.O. 1950, Reg. 484, r. 591.

**599.** The order from the time of service binds the debts attached. C.R.O. 1950, Reg. 484, r. 592.

**600.** If the garnishee admits his liability, he may pay the amount admitted into court, less \$3 for his costs of paying in, and give notice of such payment to the judgment creditor. C.R.O. 1950, Reg. 484, r. 593.

**601.**—(1) If the garnishee does not pay into court the amount due from him to the judgment debtor and does not dispute the debt due or claimed to be due from him to the judgment debtor, or, if he does not appear upon notice to him, then the court may order payment into court of the debt (Form 80).

(2) If the debt is not payable at the time of the attachment, an order may be made for the payment thereof when it becomes payable. C.R.O. 1950, Reg. 464, r. 594.

**602.** If the garnishee disputes his liability, the court may determine the dispute in a summary way or may order that an issue be tried in such manner as is directed. C.R.O. 1950, Reg. 464, r. 595.

**603.**—(1) Where a garnishee has notice of an assignment of the debt or of a claim thereto or charge thereon, he shall give notice thereof, and the court may order the assignee or the claimant to appear and state the nature and particulars of his claim.

(2) After hearing the allegations of such third person and of any other person who by the same or a subsequent order may be ordered to appear, or in the case of such third person not appearing when ordered, the court may order payment of the amount due from the garnishee, or may order an issue to be tried, or may bar the claim of the third person, or may make such other order as seems just. C.R.O. 1950, Reg. 464, r. 596.

**604.** Where the debt claimed to be due or accruing from a garnishee is of an amount recoverable in a county court, the order to show cause shall require the garnishee to appear before the judge of the county court of the county within which the garnishee resides, on a day and at a place within his county to be appointed by such judge, and the garnishee shall be served with notice of the day and place appointed and all subsequent proceedings shall then be taken and carried on before such judge. C.R.O. 1950, Reg. 464, r. 597.

**605.**—(1) Where the debt claimed to be due or accruing from a garnishee is of an amount recoverable in a division court, the order to show cause shall require the garnishee to appear before the judge of the division court within whose division the garnishee resides, on a day to be appointed in writing by such judge, and the garnishee shall be served with notice of the day appointed.

(2) The proceedings shall thereafter be carried on before the judge as though the garnishment summons had issued out of the division court, and all proceedings may thereafter be carried on in the division court, and execution may be issued in the division court to enforce any order or judgment made. C.R.O. 1950, Reg. 464, r. 598.

**606.** Payment into court or under an order by the garnishee is a valid discharge to him as against the judgment debtor or any assignee or claimant of whose claim he has given notice and who has been called upon to show cause under the preceding rules. C.R.O. 1950, Reg. 464, r. 599.

## ORIGINATING NOTICES

**607.** The executors or administrators of a deceased person or any of them, and the trustees under any deed or instrument or any of them, or any person claiming to be interested in the relief sought as creditor, devisee, legatee, next of kin or heir at law of a deceased person, or as *cestui que trust* under the trusts of any deed or instrument, or as claiming by assignment or otherwise under any such creditor or other person as aforesaid, may apply by originating notice for the determination without an administration of the estate or trust of any of the following questions or matters:

1. Any question affecting the rights or interests of the person claiming to be creditor, devisee, legatee, next of kin or heir at law, or *cestui que trust*.
2. The ascertainment of any class of creditors, legatees, devisees, next of kin or others.
3. The furnishing of any particular accounts by the executors or administrators or trustees and the vouching (where necessary) of such accounts.
4. The payment into court of any money in the hands of the executors or administrators or trustees.
5. Directing the executors or administrators or trustees to do or abstain from doing any particular act in their character as such executors or administrators or trustees.
6. The approval of any sale, purchase, compromise or other transaction.
7. The opinion, advice or direction of a judge pursuant to *The Trustee Act*.
8. The approval of an arrangement under *The Variation of Trusts Act*.
9. The determination of any question arising in the administration of the estate or trust.
10. The fixing of the compensation of any executor, administrator or trustee. C.R.O. 1950, Reg. 464, r. 600; O. Reg. 101/59, s. 15.

**608.**—(1) The persons to be served with notice under rule 607 in the first instance are as follows:

1. Where the notice is served by an executor or administrator or trustee,
  - (a) for the determination of any question under paragraph 1, 5, 6, 7, 9 or 10 of rule 607, the persons or one of the persons whose rights or interests are sought to be affected;
  - (b) for the determination of any question under paragraph 2 of rule 607, any member or alleged member of the class;
  - (c) for the determination of any question under paragraph 3 of rule 607, any person interested in taking such accounts;
  - (d) for the determination of any question under paragraph 4 of rule 607, and person interested in the money;
  - (e) If there is more than one executor or administrator or trustee and they do not all concur in the application, service of the notice shall be upon those who do not concur.

2. Where the notice is served by a person other than the executors, administrators or trustees, it shall be served upon the executors, administrators or trustees and upon one or more of the persons interested adversely to the applicant.

3. In any proceedings under *The Variation of Trusts Act*,

(a) the Official Guardian;

(b) the persons or one of the persons whose rights or interests are sought to be affected.

(2) The judge before whom the motion is returnable may direct such other person to be served as he deems proper. C.R.O. 1950, Reg. 464, r. 601; O. Reg. 101/59, s. 16; O. Reg. 119/60, s. 8.

**609.** When upon an originating notice under *The Vendors and Purchasers Act* it appears that some third person is or may be interested in the question raised, the court may require notice to be given to such person so that the question may be determined not only as between the vendor and purchaser, but so as to bind such third person. C.R.O. 1950, Reg. 464, r. 602.

**610.**—(1) Where any person claims to be the owner of land, but does not desire to have his title thereto quieted under *The Quieting Titles Act*, he may have any particular question that would arise upon an application to have his title quieted determined upon an originating notice.

(2) Notice shall be given to all persons to whom notice would be given under *The Quieting Titles Act*, and the court has the same power finally to dispose of and determine such particular question as it would have under that Act, but this does not render it necessary to give the notice required by rule 712. C.R.O. 1950, Reg. 464, r. 603.

**611.** Where the rights of a person depend upon the construction of a deed, will or other instrument, he may apply by originating notice, upon notice to all persons concerned, to have his rights declared and determined. C.R.O. 1950, Reg. 464, r. 604.

**612.**—(1) Where the rights of the parties depend,

(a) upon the construction of a contract or agreement and there are no material facts in dispute; or

(b) upon undisputed facts and the proper inference from such facts,

such rights may be determined upon originating notice.

(2) A contract or agreement may be construed before there has been a breach thereof. C.R.O. 1950, Reg. 464, r. 605.

**613.**—(1) The judge may summarily dispose of the questions arising on an originating notice and give such judgment as the nature of the case requires, or may give such directions as he thinks proper for the trial of any questions arising upon the application.

(2) Any special directions touching the carriage or execution of the judgment or order or the service thereof upon persons not parties may be given as are deemed proper. C.R.O. 1950, Reg. 464, r. 606.

**614.** Service of an originating notice does not interfere with or control any power or discretion vested in any executor, administrator or trustee, except so far as such interference or control may necessarily be involved in the particular relief sought. C.R.O. 1950, Reg. 464, r. 607.



ADMINISTRATION, PARTITION, INFANTS' ESTATES  
AND DOWER*Administration*

**615.** Any person claiming to be a creditor, or a specific, pecuniary, or residuary legatee, or the next of kin, or one of the next of kin, or the heir, or a devisee interested under the will of a deceased person, may apply by originating notice for the administration of the estate, real or personal, of such deceased person (Form 106). C.R.O. 1950, Reg. 464, r. 608.

**616.** A judgment for the administration of an estate in which an infant or a mentally incompetent person who has no committee except the Public Trustee is interested shall not be made unless the infant or mentally incompetent person is made a party defendant and notice is given to the Official Guardian, and notice of such application shall, unless otherwise ordered, also be given to such mentally incompetent person. C.R.O. 1950, Reg. 464, r. 609.

**617.** An executor or administrator may, upon summary application, obtain a judgment for administration. C.R.O. 1950, Reg. 464, r. 610.

**618.**—(1) Where judgment for administration is granted, the Master to whom the matter is referred shall proceed to administer the estate in the most expeditious and least expensive manner, and in doing so shall, without special direction, take,

- (a) an account of the personal estate of the deceased that has come to the hands of his executor or administrator;
- (b) an account of his debts;
- (c) an account of his funeral expenses;
- (d) an account of the testator's legacies;
- (e) an inquiry as to what parts, if any, of the real and personal estate are outstanding or disposed of;
- (f) an inquiry as to what real estate the deceased was seised of, or entitled to, at the time of his death;
- (g) an inquiry as to what encumbrances affect the real estate;
- (h) an account of the rents and profits of the real estate received by any party since the death;
- (i) an account of what is due to such of the encumbrancers as consent to sale in respect of their encumbrances;
- (j) an inquiry as to what are the priorities of such last-mentioned encumbrances.

**77** (2) The Master shall, under any such reference, have power to deal with both the real and personal estate, including the power to give all necessary directions for its realization, and shall finally wind up all matters connected with the estate, without any further directions, and without any separate interim or interlocutory reports or orders, except where the special circumstances of the case absolutely call therefor.

(3) All money realized from the estate shall forthwith be paid into court, and no money shall be distributed or paid out for costs or otherwise without an order of a judge, and, on the application for an order for distribution, the judge may review, amend or refer back the report, or make such other order as seems just. C.R.O. 1950, Reg. 464, r. 611.

**619.** It is not obligatory on the court to pronounce or make a judgment or order for the administration of any trust or of the estate of any deceased person, if the questions between the parties can be properly determined without such judgment or order. C.R.O. 1950, Reg. 464, r. 612.

**620.** In any action or proceeding for the administration or execution of trusts by a creditor or beneficiary under a will, intestacy or instrument of trust, where no accounts or insufficient accounts have been rendered, the court may, instead of pronouncing judgment for administration,

- (a) order that the executors, administrators or trustees render to the plaintiff or applicant a proper statement of their accounts with an intimation that if it is not done they may be made to pay the costs of the proceedings, and may direct the action or proceeding to be stayed or to stand over in the meantime, as seems just;
- (b) make the usual judgment for administration with a provision that no proceedings are to be taken thereunder without the leave of the court and such judgment shall prevent proceedings being taken by any creditor or beneficiary without first obtaining leave. C.R.O. 1950, Reg. 464, r. 613.

**621.** Special directions touching the carriage or execution of the judgment may be given as are deemed expedient, and, in the case of applications by two or more persons or classes of persons, judgment may be granted to one or more of the claimants as seems just, and the carriage of the judgment may be subsequently given to other persons interested. C.R.O. 1950, Reg. 464, r. 614.

*Partition*

**622.**—(1) An adult person entitled to compel partition of land or any estate or interest therein may, by originating notice served on one or more of the persons entitled to a share therein, apply for partition or sale (Form 107).

(2) Where an infant or a mentally incompetent person who has no committee except the Public Trustee is interested, he shall be made a party defendant before judgment, and notice shall be given to the Official Guardian and notice of such application shall, unless otherwise ordered, also be given to the mentally incompetent person.

(3) The Master shall proceed in the least expensive and most expeditious manner for partition or sale, the adding of parties, the ascertainment of the rights of the various persons interested, the taxation and payment of costs, and otherwise.

(4) All moneys realized shall forthwith be paid into court, and no moneys shall be distributed or paid out for costs or otherwise, without an order of a judge, and, on the application for an order for distribution, the judge may review, amend or refer back to the Master his report or make such other order as seems just. C.R.O. 1950, Reg. 464, r. 615.

**623.** An application for partition on behalf of an infant by his guardian or next friend may be made with the sanction of a judge to be first obtained upon notice to the Official Guardian. C.R.O. 1950, Reg. 464, r. 616.

*Dower*

**624.** Where the right to dower is not disputed, either the dowress or the tenant of the freehold may apply upon originating notice for a writ for the assignment of dower. C.R.O. 1950, Reg. 464, r. 617.

*Infants' Estates*

**625.** All applications for the sale, mortgage, lease or other disposition of an infant's estate shall be made to a judge upon notice to the Official Guardian. C.R.O. 1950, Reg. 464, r. 618.

**626.**—(1) The affidavits filed shall state the nature and amount of the personal property to which the infant is entitled, the necessity of resorting to the real estate, its nature, value, and the annual profits thereof and the occupation of the lands to be disposed of, and shall state specifically the relief desired and circumstances sufficient to justify the order sought.

(2) If an allowance for maintenance is desired, a case shall also be stated and made to justify such an order and to regulate the amount.

(3) If the appointment of a guardian is desired, a case shall be stated and made for the appointment of the person proposed. C.R.O. 1950, Reg. 464, r. 619.

**627.**—(1) The consent of all infants over sixteen years of age shall be filed, verified by an affidavit of a solicitor stating that the consent was read over by him to the infant and fully explained to and apparently understood by the infant.

(2) When so directed by the judge, the infant shall be produced before him or before a master and shall be examined apart as to his consent.

(3) Where the infant is out of Ontario, the judge may direct inquiry as to the infant's consent in such manner as seems proper. C.R.O. 1950, Reg. 464, r. 620.

**628.** Witnesses in support of the application may be examined *viva voce* before the judge making the order or before a master. C.R.O. 1950, Reg. 464, r. 621.

## MANDAMUS, ETC.

**629.** Mandamus, prohibition and *certiorari* may be granted upon a summary application by originating notice. C.R.O. 1950, Reg. 464, r. 622.

**630.** No writ of mandamus, prohibition or *certiorari* shall be issued, but all necessary provisions shall be made in the judgment or order (Forms 88 and 89). C.R.O. 1950, Reg. 464, r. 623.

**631.** The court may require notice to be given to any person claiming any right or interest in the subject-matter of the application. C.R.O. 1950, Reg. 464, r. 624.

## INTERPLEADER

**632.** Relief by way of interpleader may be granted,

(a) where the person seeking relief (hereinafter called the applicant) is under liability for any debt, money, goods or chattels, for or in respect of which he is, or expects to be, sued by two or more persons (hereinafter called the claimants) making adverse claim thereto; or

(b) where the applicant is a sheriff and claim is made to any money, goods or chattels, lands or tenements, taken or intended to be taken in execution under a writ of execution, or to the proceeds or value thereof, by any person other than the person against whom the process issued. C.R.O. 1950, Reg. 464, r. 625.

**633.** The applicant shall satisfy the court by affidavit or otherwise,

(a) that he claims no interest in the subject-matter in dispute, other than in respect of a lien or for charges or costs;

(b) that he does not collude with any of the claimants; and

(c) that he is willing to pay or transfer the subject-matter into court, or to dispose of it as the court directs. C.R.O. 1950, Reg. 464, r. 626.

**634.** The applicant is not disentitled to relief by reason only that the titles of the claimants have not a common origin, but are adverse to and independent of one another. C.R.O. 1950, Reg. 464, r. 627.

**635.** Where the applicant is a defendant, application for relief may be made at any time after service of the writ of summons, and the court may stay all proceedings in the action. C.R.O. 1950, Reg. 464, r. 628.

**636.** The applicant may make a motion calling on the claimants to appear and state the nature and particulars of their claims, and either to maintain or relinquish them. C.R.O. 1950, Reg. 464, r. 629.

**637.** Where a claimant does not appear on the motion after having been served with a notice of motion calling on him to appear and maintain or relinquish his claim, or, having appeared, neglects or refuses to comply with any order made thereafter, an order may be made declaring him and all persons claiming under him to be forever barred as against the applicant and all persons claiming under him, but the order does not affect the rights of the claimants as among themselves (Form 81). C.R.O. 1950, Reg. 464, r. 630.

**638.** Where the claimants appear on the motion, any claimant may be made a defendant in any action already commenced in respect of the subject-matter in dispute in lieu of or in addition to the applicant, or an issue between the claimants may be stated and tried, and in the latter case the order shall direct which of the claimants is to be the plaintiff and which the defendant (Forms 82 and 83). C.R.O. 1950, Reg. 464, r. 631.

**639.** The court may, with the consent of both claimants, or on the request of any claimant, if, having regard to the value of the subject-matter in dispute, it seems desirable so to do, dispose of the merits of their claims, and, subject to appeal, decide the same in a summary manner (Form 84). C.R.O. 1950, Reg. 464, r. 632.

**640.** Where the question is one of law and the facts are not in dispute, the court may decide the question without directing the trial of an issue, or may order that a special case be stated for the opinion of the court. C.R.O. 1950, Reg. 464, r. 633.

**641.** Where goods or chattels have been seized in execution by a sheriff, and any claimant alleges that he is entitled, under a bill of sale or otherwise, to the goods or chattels by way of security for debt, the court may order a sale, and direct the application of the proceeds of the sale in discharge of the amount due the claimant if it is not disputed, or that sufficient to answer the claim be paid into court pending trial of the claim. C.R.O. 1950, Reg. 464, r. 634.

**642.** Where a sheriff applies for relief by interpleader and any execution creditor declines to join in contesting the claim of the adverse claimant, the court may direct that such creditor be excluded from any benefit that may be derived from the contestation of the claim. C.R.O. 1950, Reg. 464, r. 635.

**643.** The court that tries the issue may finally dispose of the interpleader proceedings, including all costs not otherwise provided for. C.R.O. 1950, Reg. 464, r. 636.

**644.** When a sheriff finds property in the possession of a debtor against whose property he has a writ or other process in his hands, and a claim is set up to such property by or on behalf of a third person who

is out of possession or is in joint possession with the debtor, the claim of such third person shall be made in writing, and upon receipt thereof the sheriff shall forthwith give notice thereof to the execution creditor, and the execution creditor shall, within seven days thereafter, give notice to the sheriff that he admits or disputes the claim, and, if the execution creditor admits the title of the claimant and gives notice as directed by this rule, he is only liable to the sheriff for fees and expenses incurred before the receipt of the notice admitting the claim, and no action shall be brought against the sheriff in respect of the seizure of the property. C.R.O. 1950, Reg. 464, r. 637.

**645.** Where the execution creditor does not in due time admit or dispute the title of the claimant to the property and the claimant does not withdraw his claim thereto by notice in writing to the sheriff, the sheriff may apply for relief by interpleader. C.R.O. 1950, Reg. 464, r. 638.

**646.** Where a sheriff has more than one writ of execution against the same property or there is more than one claimant to goods seized under the execution, he shall make one application and make all the execution creditors and claimants parties. C.R.O. 1950, Reg. 464, r. 639.

**647.** Where there is an execution from the Supreme Court, the application for interpleader shall be made in the Supreme Court notwithstanding that other executions in the sheriff's hands have issued from county or division courts. C.R.O. 1950, Reg. 464, r. 640.

**648.**—(1) Where an issue is directed to be tried, the costs of the sheriff incurred in consequence of the adverse claim are a first lien or charge upon the moneys or goods that may be found in the issue to be applicable upon the execution.

(2) The sheriff may also tax such costs, and serve a copy of the certificate of taxation upon each of the parties to the issue, and the successful party upon the issue shall tax such costs as part of his costs of the cause, and upon receipt of the costs shall pay them over to the sheriff.

(3) Where after the service of the certificate the party succeeding upon the issue neglects or refuses to tax such costs, the sheriff may obtain an order that the successful party pay them.

(4) Where the proceedings are compromised between the parties thereto, the costs of the sheriff shall be paid by the party by whom the execution was issued. C.R.O. 1950, Reg. 464, r. 641.

**649.** Where, after the seizure, an issue is directed, and the property seized remains, pending the trial of the issue, in the custody of the sheriff who seized the property, the court may make an order for the payment to the sheriff of a reasonable sum for his trouble in and about the custody of the property, and the sheriff has a lien upon the property for payment of the same in the event that the property is held to be exigible against the claimant. C.R.O. 1950, Reg. 464, r. 642.

**650.** The court may make all such orders respecting the satisfaction or payment of any lien or charges of the applicant as are just and reasonable. C.R.O. 1950, Reg. 464, r. 643.

**651.**—(1) Relief by interpleader may be granted in a county court,

(a) where the applicant is sued in the county court; or

(b) where the applicant is not so sued and the debt, money, goods or chattels in question do not exceed in value \$1200.

(2) Where the applicant is a sheriff acting under a writ or writs of execution issued from a county court or different county courts, the application may be made to the judge of his own county. C.R.O. 1950, Reg. 464, r. 644; O. Reg. 101/59, s. 17.

**652.** All subsequent proceedings shall be had and taken in the county where the application is made, but the judge to whom the application is made may order that the subsequent proceedings be had and taken in any other county if that course seems just and more convenient. C.R.O. 1950, Reg. 464, r. 645.

**653.** Where the amount claimed under or by virtue of writs of execution in the sheriff's hands does not exceed the sum of \$1200, exclusive of interest and sheriff's costs, or when the goods seized are not, in the opinion of the judge or other person making the order, of the value of more than \$400, the issue may be directed to be tried in a county court, and in such case all subsequent proceedings shall be had and taken in the county court. C.R.O. 1950, Reg. 464, r. 646; O. Reg. 101/59, s. 18.

**654.** Where the amount of the execution or the value of the goods does not exceed \$200, the issue may be directed to be tried in a division court, and thereafter all proceedings shall be carried on in such court. O. Reg. 101/59, s. 19.

**655.** Where money has been paid into court and an issue has been directed to be tried in the county or division court, the money shall be paid out upon the order of the county or division court. C.R.O. 1950, Reg. 464, r. 648.

#### COSTS

**656.** Where an action of the proper competence of a county court is brought in the Supreme Court, or an action of the proper competence of a division court is brought in the Supreme Court or in a county court, and the judge makes no order to the contrary, the plaintiff shall recover only county court costs or division court costs, as the case may be, and the defendant is entitled to tax his costs of suit as between solicitor and client, and so much thereof as exceeds the taxable costs of defence that would have been incurred in the county court or division court, shall, on entering judgment, be set off and allowed by the Taxing Officer against the plaintiff's county court or division court costs to be taxed, or against the costs to be taxed and the amount of the verdict if it be necessary, and, if the amount of costs so set off exceeds the amount of the plaintiff's verdict and taxed costs, the defendant is entitled to execution for the excess against the plaintiff. C.R.O. 1950, Reg. 464, r. 649.

**657.** Where judgment is entered for default and the action is within the jurisdiction of an inferior court, the taxation shall be on the scale of fees in such court. C.R.O. 1950, Reg. 464, r. 650.

**658.** The Taxing Officer may make all inquiries necessary to determine whether an action is within the competence of an inferior court. C.R.O. 1950, Reg. 464, r. 651.

**659.**—(1) A judgment or order may direct payment of a sum in gross in lieu of taxed costs.

(2) No sum in excess of \$50 shall be allowed without taxation, save by a judge.

(3) In all cases where infants or mentally incompetent persons are concerned and are represented by the Official Guardian, the Taxing Officer may fix costs at a sum gross to be inserted in the order. C.R.O. 1950, Reg. 464, r. 652; O. Reg. 106/51, s. 1.

**660.**—(1) In actions or proceedings for administration or partition, or administration and partition, unless otherwise ordered by a judge, instead of the



costs being allowed according to the tariff, each person properly represented by a solicitor and entitled to costs out of the estate, other than creditors not parties to the action or proceeding, is entitled to his actual disbursements in the action or proceeding, not including counsel fees, and there shall be allowed for the other costs of the suit payable out of the estate a commission on the amount realized or on the value of the property partitioned, which commission shall be apportioned among the persons entitled to costs, as seems just.

Subject to such increase or decrease upon the recommendation of the Master as is approved by a judge on the confirmation of the Master's report, such commission shall be as follows:

On the first \$1,000.....	15 per cent
On every \$100 over \$1,000 and up to \$2,500.....	5 " "
On every additional \$100 over \$2,500 and up to \$5,000.....	4 " "
On every additional \$100 over \$5,000 and up to \$10,000.....	3 " "
On every additional \$1,000 over \$10,000 and up to \$15,000.....	2 " "
On every additional \$1,000 over \$15,000.....	1 " "

and such remuneration shall be in lieu of all fees whether between party and party or between solicitor and client. On the application for confirmation of the Master's report, the judge may direct that the amount of such commission be varied or be taxed.

(2) Where an order or judgment in any such action or proceeding by any form of words directs that the costs thereof be taxed, it shall be taken to mean the allowance of commission and disbursements, in accordance with subsection 1, unless it is otherwise expressly provided. C.R.O. 1950, Reg. 464, r. 653; O. Reg. 106/51, s. 2.

**661.** The costs of every interlocutory *viva voce* examination and cross-examination shall be borne by the party who examines unless, as to the whole or part thereof, it be otherwise directed, in actions in the Supreme Court by the Taxing Officer at Toronto, on his appointment served, and in actions in a county court by a judge thereof. C.R.O. 1950, Reg. 464, r. 654.

**662.** Where the Official Guardian or other guardian of an infant or mentally incompetent person is entitled to costs, the court may order a successful party to pay such costs and add them to his own. C.R.O. 1950, Reg. 464, r. 655.

**663.** Where several actions are brought on one bond, recognizance, promissory note, bill of exchange or other instrument, or where several actions are brought against the maker and endorser of a note or against the drawer, acceptor or endorser of a bill of exchange, there shall be collected or recovered the costs taxed in one action only, at the election of the plaintiff, and the actual disbursements only in the other actions, unless the court otherwise orders, but this provisions does not extend to any interlocutory costs. C.R.O. 1950, Reg. 464, r. 656.

**664.** Where any one of the persons constituting a class formed by a master for representation in his office by one solicitor insists on being represented by a different solicitor, he shall pay the costs of his own solicitor and all such further costs as are occasioned to any of the parties by his being represented by a different solicitor from the solicitor so nominated. C.R.O. 1950, Reg. 464, r. 657.

**665.** No *ex parte* order in an action shall contain any direction as to costs, but the costs of any such motion

shall be dealt with by the Taxing Officer. C.R.O. 1950, Reg. 464, r. 658.

**666.** Costs claimed upon a specially endorsed writ may be taxed although paid, and, if more than one-sixth be taxed off, the plaintiff's solicitor shall bear the cost of taxation. C.R.O. 1950, Reg. 464, r. 659.

**667.**—(1) Unless otherwise ordered, if a party who serves a notice of motion does not set the motion down, he shall be deemed to have abandoned it, and the opposite party is thereupon entitled without an order to the costs of the motion.

(2) A party who serves a notice of motion may countermand it by notice served on the opposite party who is thereupon entitled to the costs of the motion.

(3) In either of such cases, the costs may be taxed without an order, upon the production of the notice of motion served, with an affidavit that the motion was not set down, or of the notice of countermand served, and, if the costs are not paid within four days from taxation, the party entitled thereto may issue an execution therefor.

(4) This rule applies to an appeal to the Court of Appeal. C.R.O. 1950, Reg. 464, r. 660.

**668.**—(1) Where costs are ordered to be paid, they may be taxed either by the Taxing Officer at Toronto or by the proper officer where the proceedings were begun.

(2) On the signing of default judgment, the officer signing judgment may fix and ascertain costs without taxation.

(3) The officer taking an account in a mortgage action may tax costs. C.R.O. 1950, Reg. 464, r. 661.

**669.** Where a notice of taxation is necessary, one day's notice is sufficient if served with a copy of the bill of costs and affidavit of disbursements. C.R.O. 1950, Reg. 464, r. 662.

**670.** The Taxing Officer may direct what parties are to attend before him on the taxation of costs to be borne by a fund or estate, and he may disallow the costs of any person whose attendance he considers unnecessary in consequence of the interest of such party in the fund or estate being small or remote or sufficiently protected by other parties interested. C.R.O. 1950, Reg. 464, r. 663.

**671.** Where a party entitled to costs refuses or neglects to bring in his bill of costs for taxation or to procure the bill to be taxed and thereby prejudices any other party, the Taxing Officer shall certify the costs of the other parties and certify such refusal or neglect, or may allow such party refusing or neglecting a nominal or other sum for such costs, so as to prevent any other party being prejudiced by such refusal or neglect. C.R.O. 1950, Reg. 464, r. 664.

**672.** Where a party entitled to receive costs is liable to pay costs to any other party, the Taxing Officer may adjust the costs by way of deduction or set off. C.R.O. 1950, Reg. 464, r. 665.

**673.** A set-off of damages or costs between parties shall not be allowed to the prejudice of the solicitor's lien for costs in the particular action in which the set-off is sought, but interlocutory costs in the same action awarded to the adverse party may be set off notwithstanding any lien. C.R.O. 1950, Reg. 464, r. 666.

**674.** Between party and party the Taxing Officer shall not allow the costs of proceedings,

(a) unnecessarily taken;



- (b) not calculated to advance the interests of the party on whose behalf the proceedings were taken;
- (c) incurred through overcaution, negligence or mistake; or
- (d) that do not appear to have been necessary or proper for the attainment of justice or defending the rights of the party. C.R.O. 1950, Reg. 464, r. 667.

**675.**—(1) Upon a taxation between a solicitor and his client, the Taxing Officer may allow the costs of proceedings taken that were in fact unnecessary where he is of the opinion that such proceedings were taken by the solicitor because, in his judgment, reasonably exercised, they were conducive to the interests of his client, and may allow the costs of proceedings that were not calculated to advance the interests of the client where the proceedings were taken by the desire of the client after being informed by his solicitor that they were unnecessary and not calculated to advance his interests.

(2) This rule does not apply to solicitor and client costs payable out of a fund not wholly belonging to the client, or by a third party. C.R.O. 1950, Reg. 464, r. 668.

**676.** Where two or more defendants defend by different solicitors under circumstances entitling them to but one set of costs, the Taxing Officer shall allow but one set of costs, and, if two or more defendants defending by the same solicitor separate unnecessarily in their defences or otherwise, the Taxing Officer shall allow but one defence and set of costs. C.R.O. 1950, Reg. 464, r. 669.

**677.**—(1) It is the duty of the Taxing Officer, without any direction, to disallow in whole or in part the costs of any writ, pleading, petition, affidavit, evidence, account, statement or other proceeding that is improper, unnecessary or contains unnecessary matter or is of unnecessary length.

(2) Affidavits and evidence may be disallowed, although the same may be entered as read in any judgment or order. C.R.O. 1950, Reg. 464, r. 670.

**678.** Where anything in the course of an action or reference that ought to have been admitted has not been admitted, the party who neglected or refused to make the admission may be ordered to pay the costs occasioned by his neglect or refusal. C.R.O. 1950, Reg. 464, r. 671.

**679.**—(1) An affidavit of disbursements shall be made by the solicitor in the cause or matter or by a clerk having the management thereof, or by the client, setting forth the sums paid to counsel, the names of witnesses, their places of abode, the places at which they were subpoenaed, and the distance which each such witness was necessarily obliged to travel in order to attend the trial, and the sums paid to them, and shall state that all such witnesses were necessary and material for the client in the cause or matter, that they did attend, and that they did not attend as witnesses in any other cause (or otherwise, as the case may be), and the number of days that each witness was necessarily absent from home in order to attend the trial.

(2) If a solicitor attends as a witness, it shall be stated whether or not he attended at the place of trial as solicitor or witness in any other cause and whether or not he had any other business there, and the day on which the trial took place shall be stated.

(3) The necessity for maps and plans used at the trial, the sum paid for them, and that they were prepared or procured with a view to the trial of the cause, shall be shown by the affidavit of disbursements. C.R.O. 1950, Reg. 464, r. 672.

**680.** In cases not otherwise provided for, the Taxing Officer may allow a reasonable sum for the expense of a shorthand writer, on the certificate of the judge before whom the examination of any witness or witnesses in any such cause, matter or other proceeding takes place, and also on the certificate of a local master in references before him where the parties agree to the employment of a shorthand writer. C.R.O. 1950, Reg. 464, r. 673.

**681.** Costs may be taxed on an award although the time for appealing from or moving against the award has not elapsed. C.R.O. 1950, Reg. 464, r. 674.

**682.** The costs of removing a bond or other security from the files of the court for the purpose of bringing an action thereon may be taxed as costs in the cause in the action brought thereon. C.R.O. 1950, Reg. 464, r. 675.

**683.**—(1) Costs shall be allowed and taxed according to Tariff A to these rules, and no other fees, costs or charges than are therein set forth shall be allowed in respect of the matters thereby provided for.

(2) The fees and disbursements payable upon proceedings in the Supreme Court and in the county courts shall be those enumerated in Tariff B to these rules.

(3) The fees and allowances to be taken and received by sheriffs, other than those provided for by statute, shall be the fees and allowances set forth in Tariff C to these rules.

(4) Costs payable out of the proceeds of land sold, mortgaged or leased under *The Devolution of Estates Act* shall be allowed and taxed according to Tariff D to these rules.

(5) On the passing of accounts by a trustee or personal representative of a deceased person or by a committee, the Master shall fix the costs of such passing of accounts according to the tariff provided for the passing of accounts in the surrogate court, subject to increase in his discretion where the tariff in his opinion is inadequate, but such discretion may be reviewed by a judge on the application of any person affected thereby. C.R.O. 1950, Reg. 464, r. 676; O. Reg. 106/51, s. 3, revised.

**684.** Costs payable out of the proceeds of lands sold under *The Devolution of Estates Act*, with the approval of the Official Guardian, shall be taxed by the Taxing Officer at Toronto. C.R.O. 1950, Reg. 464, r. 677.

**685.**—(1) All bills of costs or disbursements,

- (a) in proceedings for administration or partition;
- (b) in actions in which an infant or mentally incompetent person is interested; or
- (c) where costs are payable out of an estate or out of a fund in court,

shall be revised by the Taxing Officer at Toronto before the amount thereof is inserted in any certificate, report, order or judgment.

(2) In case of urgency, leave may be granted to issue a writ of execution, subject to future revision by the Taxing Officer, and, if the amount taxed is reduced on revision, the party entitled to the costs shall forthwith give credit upon the execution for the amount struck off. C.R.O. 1950, Reg. 464, r. 678.

**686.** The local officer shall forthwith, after taxing any such bill of costs, transmit the bill by mail to the Taxing Officer, and shall allow in the bill the postage for the transmission and return of the bill and shall prepay the same, and shall allow in the bill the sum of \$1 as a fee for the revision of the bill; and that sum,

with postage stamps for return postage, shall be paid at the time of taxation by the party procuring the bill to be taxed, and be transmitted therewith. C.R.O. 1950, Reg. 464, r. 679, *revised*.

**687.**—(1) The Taxing Officer at Toronto, upon receiving the bill of costs, shall revise the taxation either *ex parte* or upon notice to the Toronto agent of the solicitor whose bill is in question, as he sees fit, giving notice in all cases where the taxation is not clearly erroneous or where the amount in question is large.

(2) Notice may be by appointment mailed to the address of the solicitor or of his agent.

(3) The Taxing Officer shall re-transmit the bill when revised to the local officer. C.R.O. 1950, Reg. 464, r. 680.

**688.**—(1) Where upon the taxation of costs a party is dissatisfied with the allowance or disallowance by the Taxing Officer of the whole or any part of any item, he may, at any time before the certificate is signed, deliver to the other party interested therein and to the Taxing Officer objections in writing to such allowance or disallowance, specifying concisely the item objected to, and may thereupon apply to the Taxing Officer to review the taxation in respect of the same.

(2) The Taxing Officer shall, upon request, hold the taxation open for a reasonable time in order to allow such objections to be delivered. C.R.O. 1950, Reg. 464, r. 681.

**689.** The Taxing Officer shall then reconsider and review his taxation upon such objections, and he may receive further evidence in respect thereof, and, if required, he shall state, either in his certificate of taxation or by reference to such objections, the grounds and reasons of his decision thereon and any special facts or circumstances relating thereto. C.R.O. 1950, Reg. 464, r. 682.

**690.**—(1) A sheriff claiming any fees, poundage, expenses or remuneration that have not been taxed shall, upon being required by either party and on payment of 25 cents for a copy of his bill in detail (which he is bound to render), have his fees, poundage, expenses or remuneration, as the case may be, taxed by the proper taxing officer of his county.

(2) A sheriff shall not, without taxation, collect any fees, costs, poundage or expenses after he has been required to have the same taxed. C.R.O. 1950, Reg. 464, r. 683.

**691.** The sheriff or the party requiring taxation may obtain an appointment for taxation, and the Taxing Officer, upon proof of service of such appointment or upon the parties attending before him, shall examine the bill and satisfy himself that the items charged in the bill are correct and legal, and strike out items charged for unnecessary services, and give, when requested, a certificate of the taxation. C.R.O. 1950, Reg. 464, r. 684.

**692.** A party dissatisfied with the taxation may appeal therefrom as in ordinary cases of taxation between party and party. C.R.O. 1950, Reg. 464, r. 685.

**693.**—(1) Where part only is made by the sheriff on or by force of an execution against goods and chattels, he is entitled, besides his fees and expenses of execution, to poundage only upon the amount so made by him, whatever be the sum endorsed upon the writ, and, where the personal estate, except chattels real, of the judgment debtor is seized or advertised on or under an execution, but not sold by reason of satisfaction having been otherwise obtained, or from some other cause, and no money is actually made by the sheriff on or by force of such execution, the sheriff is

entitled to the fees and expenses of execution and poundage only on the value of the property seized, not exceeding the amount endorsed on the writ, or such less sum as the court deems reasonable.

(2) Where land or chattels real of the judgment debtor have been advertised under an execution but have not been sold by reason of payment or satisfaction having been otherwise obtained on, or within one month before, the day on which the property has been advertised to be sold, or any day to which the sale may be adjourned, the sheriff is entitled to the fees and expenses of the execution, and the poundage only on the value of the debtor's interest in the property, not exceeding the amount endorsed on the writ, or such less sum as the court deems reasonable. C.R.O. 1950, Reg. 464, r. 686.

**694.** Where there are writs of execution upon the same judgment to several counties or districts and the personal estate of the judgment debtor has been seized or advertised in one or more of such counties or districts but not sold by reason of satisfaction having been obtained under and by virtue of a writ in any of the counties and no money has been actually made on the execution, the sheriff is not entitled to poundage but to mileage and fees only for the services actually rendered and performed by him, and the Taxing Officer may allow him a reasonable charge for such services in case no special fee therefor is assigned in any tariff of costs. C.R.O. 1950, Reg. 464, r. 687, *revised*.

**695.** Where a person liable on an execution is dissatisfied with the amount of poundage, fees or expenses of execution claimed by a sheriff, the court may, before or after payment thereof, upon the application of such person, upon notice to the sheriff, if the amount appears to be unreasonable, notwithstanding that it is according to the tariff, reduce the amount or order the amount to be refunded upon such terms as seem just. C.R.O. 1950, Reg. 464, r. 688.

**696.**—(1) Where a solicitor has been employed to prosecute or defend any cause or matter, the court may, upon a summary application, declare such solicitor, or his personal representatives, to be entitled to a charge upon the property recovered or preserved through the instrumentality of such solicitor, for his costs, charges and expenses of or in reference to such cause, matter or proceeding, and all conveyances and acts done to defeat, or which may operate to defeat, such charge or right are, unless made to a *bona fide* purchaser for value without notice, absolutely void and of no effect as against such charge.

(2) The court may make an order for taxation of such costs, charges and expenses and for the raising and payment of the same out of the property. C.R.O. 1950, Reg. 464, r. 689.

#### DEVOLUTION OF ESTATES

**697.** Before an executor or administrator takes proceedings under *The Devolution of Estates Act* for the sale of real estate in which an infant is concerned, he shall give to the Official Guardian or local guardian appointed under that Act notice of the intention to sell, and is not entitled to any expenses incurred before giving such notice. C.R.O. 1950, Reg. 464, r. 690.

**698.** The Official Guardian or other officer aforesaid or any person interested in the land or in the proceeds of the sale thereof may apply to a judge, upon notice to all parties concerned or to such parties as the judge directs, for such direction or order touching the real estate and the proceeds thereof or the costs of the proceedings as to the judge seems meet. C.R.O. 1950, Reg. 464, s. 691.

#### QUIETING TITLES

**699.** A petition for an investigation of titles under *The Quieting Titles Act*, referred to in rules 700 to 721 as "the Act", shall not include two or more properties



dependent on separate and distinct titles, but may include any number of lots or parcels belonging to the same person and dependent on one and the same chain of title. C.R.O. 1950, Reg. 464, r. 692.

**700.** Where an application is made under section 2 of the Act, the proper officer in the Registrar's office at Toronto shall attend one of the judges with the petition, for directions, before it is referred for investigation. C.R.O. 1950, Reg. 464, r. 693.

**701.** All petitions under the Act shall be filed in the Registrar's office at Toronto, and may, at the option of the petitioner, be referred to the referee in Toronto or to any local master. C.R.O. 1950, Reg. 464, r. 694.

**702.** The Master is the sole inspector of titles in respect of petitions filed under the Act, and the sole referee in Toronto, but he may assign to any assistant master such duties as inspector or referee as he from time to time deems advisable. C.R.O. 1950, Reg. 464, r. 695.

**703.** Petitions to be referred to a local referee shall be endorsed thus: "To be referred to the Referee at..... and to Mr. ...., Inspector of Titles". C.R.O. 1950, Reg. 464, r. 696.

**704.** Petitions filed unendorsed shall, without order, stand referred to the referee in Toronto, but a petition endorsed with the name of a local referee shall stand referred to him. C.R.O. 1950, Reg. 464, r. 697.

**705.** Petitions to be referred to a local referee shall be entered with the inspector of titles before being filed. C.R.O. 1950, Reg. 464, r. 698.

**706.** A local referee is entitled to confer or correspond from time to time with the inspector of titles for advice and assistance on questions of practice or evidence or other questions arising under the Act or under these rules. C.R.O. 1950, Reg. 464, r. 699.

**707.** Upon the filing of the petition, it shall be delivered or mailed by the proper officer to the referee. C.R.O. 1950, Reg. 464, r. 700.

**708.** The particulars necessary under the Act to support the petition shall be delivered or sent by the petitioner or his solicitor to the referee and shall be forthwith examined and considered by him. C.R.O. 1950, Reg. 464, r. 701.

**709.**—(1) In every case of an investigation of title to property under the Act, the petitioner shall deliver to the referee a plan and description of the property, verified by the affidavit of a qualified land surveyor who has personally inspected the property, and the affidavit shall state the manner in which the land described is indicated upon the plan, the names of the person or persons in actual occupation of the whole or any part thereof, the nature of the buildings upon the property and any evidence of continued possession that might be of assistance in the consideration of the petition.

(2) The petitioner shall also show, by affidavit or otherwise, whether possession has always accompanied the title under which he claims the property, or how otherwise, or shall show some sufficient reason for dispensing with such proof either wholly or in part. C.R.O. 1950, Reg. 464, r. 702.

**710.** Where there is no contest, the attendance of the petitioner, or of a solicitor on his behalf, shall not be required on the examination of the title, except where, for any special reason, the referee directs such attendance. C.R.O. 1950, Reg. 464, r. 703.

**711.** If, on such examination, the referee finds the proof of title defective, he shall deliver or mail to the petitioner, or his solicitor, a memorandum of such finding, stating shortly therein what the defects

are, and he shall therein state as far as possible all the objections to the title. C.R.O. 1950, Reg. 464, r. 704.

**712.** Where the referee finds that a good title is shown, he shall prepare the necessary advertisement, and, unless the publication thereof is dispensed with under the Act, the advertisement shall be published in *The Ontario Gazette* and in any newspaper or newspapers in which the referee thinks it proper to have it inserted; and, unless otherwise directed by the referee, a copy of the advertisement shall also be put up on the door of the court house of the county in which the land lies, and, unless the nearest post office is in a city, in some conspicuous place in the post office that is situate nearest to the property the title of which is under investigation; and the referee shall endorse on the advertisement so prepared by him the name of the newspaper or newspapers in which it is to be published, and the number of insertions to be given therein respectively, and the period (not less than four weeks) for which the notice is to be continued at the court house and post office respectively. C.R.O. 1950, Reg. 464, r. 705.

**713.** Any notice of the application to be served or mailed under section 13 of the Act shall be prepared by the referee, and directions shall in like manner be given by him as to the persons to be served with the notice and as to the mode of serving it. C.R.O. 1950, Reg. 464, r. 706.

**714.** The inspector or Toronto referee shall from time to time confer with one of the judges in respect of matters before such inspector or Toronto referee, as there may be occasion. C.R.O. 1950, Reg. 464, r. 707.

**715.** Where a person has shown himself, in the opinion of a local referee, to be entitled to a certificate or conveyance under the Act and has published and given all the notices required, the referee shall write at the foot of the petition, and sign, a memorandum to the following effect: "I am of opinion that the petitioner is entitled to a certificate of title (or conveyance) as prayed (or subject to the following encumbrances, etc., as the case may be)"; and shall transmit the petition (charges prepaid) with the deeds, evidence and other papers before him in reference thereto to the inspector of titles, who shall examine the papers carefully, and, if he finds any defect in the evidence of title or in the proceedings, he shall, by correspondence or otherwise, point out the defect to the petitioner or his solicitor or to the referee, as the case may be, in order that the defect may be remedied before a judge is attended with the petition and papers for approval. C.R.O. 1950, Reg. 464, r. 708.

**716.**—(1) Where the inspector or referee at Toronto finds that the petitioner has shown himself entitled to a certificate of title or a conveyance under the Act and has published and given all the notices required, he shall write at the foot of the petition, and sign, a memorandum to the same effect as is required from a local referee, and shall prepare the certificate of title or conveyance, and shall engross the same in triplicate on heavy paper of good quality, and shall sign the same at the foot or in the margin thereof, and shall attend one of the judges therewith and with the deeds, evidence and other papers before him in reference thereto; and, on the certificate or conveyance being signed by the judge, the inspector or other referee aforesaid, as the case may be, shall deliver or transmit it to the registrar to be sealed and registered, and the registrar shall retain one of the signed certificates or conveyances and shall deliver or transmit the other two, when so sealed and registered, to the petitioner, his solicitor or agent.

(2) Unless the judge otherwise directs, the certificate shall be dated as of the date of the filing of the petition. C.R.O. 1950, Reg. 464, r. 709.

**717.** When a certificate of title has been granted, the inspector or referee may, without further order,

deliver, on demand, to the party entitled thereto, or his solicitor, all deeds and other evidence of title, not including affidavits made and evidence given in the matter of the title, and shall take his receipt therefor. C.R.O. 1950, Reg. 464, r. 710.

718. The inspector and referee shall keep a book and preserve therein a copy of all his letters under these rules. C.R.O. 1950, Reg. 464, r. 711.

719. The applicant shall pay or prepay, as the case may be, all postage and other expenses of transmitting letters or papers. C.R.O. 1950, Reg. 464, r. 712.

720. Petitions under section 30 of the Act shall be filed and proceeded with in the same manner, as nearly as may be, as petitions for an indefeasible title. C.R.O. 1950, Reg. 464, r. 713.

721. The certificate of the inspector or of a referee upon any contest before him shall be filed, and an appeal lies from such certificates in the same way as from a master's report. C.R.O. 1950, Reg. 464, r. 714.

#### ACCOUNTANT'S OFFICE

722. All such books and records shall be kept as are directed by the Finance Committee, and the forms used for directions and cheques are subject to the approval of that Committee. C.R.O. 1950, Reg. 464, r. 715.

723. An auditor shall be appointed whose duty it is to see that books and records are kept as required by the Finance Committee and to examine and verify the accounts, books and securities in the Accountant's office, and to compare the balances with the bank account, and to make such further and other examination of the books and securities as he thinks necessary for the proper audit thereof, and to report forthwith, after making such examination, the result thereof to that Committee, and from time to time to make such suggestions as appear to be desirable for the efficient keeping of the accounts. C.R.O. 1950, Reg. 464, r. 717.

724. It is the duty of the Official Guardian to see that moneys payable on mortgages held by the Accountant, in which persons for whom the Guardian has acted are interested, are promptly paid, and that the mortgaged premises are kept properly insured, and that the taxes thereon are duly paid. C.R.O. 1950, Reg. 464, r. 719.

725.—(1) All mortgages and other securities taken under an order or judgment of the court and all bonds and other instruments required by the practice of the court for the purpose of security, except security for costs, shall, unless otherwise ordered, be taken in the name of the Accountant, and shall be deposited in his office.

(2) Mortgages and other securities made to or vested in the Accountant in any action or matter shall be held by him subject to the order of the court, but no duty or liability, except as custodian of the instrument, shall, by reason of such mortgage or other security being made, given to or vested in him, be imposed on the Accountant in respect of such mortgage or security or any property thereby vested in him. C.R.O. 1950, Reg. 464, r. 720.

726.—(1) Any person entitled to the discharge of a mortgage made to or vested in the Accountant may leave with the Accountant the required discharge with a request that it be executed.

(2) The Accountant shall thereupon certify as to the payment of the money secured by the mortgage, and the matter shall in such case be considered by the officers whose duty it is to sign and countersign cheques for payment of money out of court, and, if they find that the mortgage has been satisfied in full and that

the proposed discharge is in due form, they shall endorse upon such certificate and discharge a direction for the execution of the discharge by the Accountant.

(3) Thereupon the Accountant may execute the discharge and may, on a receipt being given therefor, deliver up all deeds and documents relating to the mortgage in his hands and may assign any policy of insurance held by him as collateral security for the mortgage to the person entitled to the discharge or as he by writing directs. C.R.O. 1950, Reg. 464, r. 721.

727.—(1) All sums less than \$10 standing to the credit of an adult and unclaimed for two years shall be transferred to the Suspense Account.

(2) All sums that are not claimed within ten years from the time when they became payable out of court shall be transferred to the Suspense Account.

(3) Money transferred to the Suspense Account shall cease to bear interest, but shall at any time be paid to the person entitled. *But see* R.S.O. 1960, c. 197, s. 107 (2).

(4) The Accountant shall cause to be published annually in *The Ontario Gazette* the names as they appear in the records of the Accountant's office and the last known address of every person to whose credit there is a sum that has been transferred to the Suspense Account during the preceding calendar year. C.R.O. 1950, Reg. 464, r. 723; O. Reg. 118/58, s. 4, *part*.

728. Where money or securities in court are to be paid out of court or transferred to the personal representatives of a person, the same may, upon proof to the satisfaction of the Accountant of the death of any of them whether before, on, or after the date of the order, be paid to the survivors or survivor of them. C.R.O. 1950, Reg. 464, r. 724.

729. Where money or securities in court are to be paid out or transferred to a person named in the order or judgment or named or to be named in any report, the same, or any portion thereof for the time being remaining unpaid or untransferred, may, on proof to the satisfaction of the Accountant of the death of such person whether before, on, or after the date of the order or judgment and that his personal representatives are entitled thereto, be paid or transferred to such personal representatives or the survivors or survivor of them. C.R.O. 1950, Reg. 464, r. 725.

730. Any person claiming to be interested in, or to have a lien or charge upon, or an assignment of, any money or securities in court, or invested in the name of the Accountant, or any portion thereof, or claiming to have the same applied towards the satisfaction of any judgment or execution against the person to whose credit such moneys or securities stand, or for whose benefit the same are held by the Accountant may, upon an affidavit verifying his claim, apply *ex parte* for an order directing that such money or securities shall not be paid out or dealt with except upon notice to him (Form 73). C.R.O. 1950, Reg. 464, r. 726.

731. Money to be paid into court shall be paid into the Canadian Bank of Commerce at Toronto or in some branch of it or into a chartered bank being its agent in Ontario, and in no other way. C.R.O. 1950, Reg. 464, r. 727.

732.—(1) The person paying money into court shall obtain a direction to the bank to receive the money.

(2) The person applying for a direction or cheque shall leave a *praecipe* therefor, and the judgment or order under which the money is payable, together with a copy thereof and of the report where necessary, which is to be on good paper of foolscap size, folded lengthwise, and is to be verified by an officer in the Accountant's office, and to be retained by the Accountant.



(3) If the direction is obtained elsewhere than in Toronto, these papers, with the necessary postage for their retransmission, shall be sent to the Accountant forthwith.

(4) The copy so verified shall be marked with a number corresponding to that of the account, and shall be bound and kept for reference in a book to be called the "Order Book".

(5) When money is required to be paid into court to the credit of the Assurance Fund established under *The Land Titles Act*, the direction to receive the money, if it is payable into a bank in Toronto, shall be obtained from the Master of Titles, and, if payable into a bank outside Toronto, the direction shall be obtained from the proper local master of titles. C.R.O. 1950, Reg. 464, r. 728.

**733.** The person paying money into court is entitled to credit therefor as of the date on which it was deposited in the bank. C.R.O. 1950, Reg. 464, r. 729.

**734.** The bank, on receiving the money, shall give a receipt therefor in duplicate, and one copy shall be delivered to the party making the deposit and the other shall be posted or delivered the same day to the Accountant. C.R.O. 1950, Reg. 464, r. 730.

**735.**—(1) Money shall be paid out of court upon the cheque of the Accountant, countersigned by an officer of the court or other person designated by the Finance Committee, and every cheque shall first be initialed by the assistant accountant or chief clerk.

(2) The person entitled to a cheque shall produce and leave with the Accountant a *praecipe* therefor, together with the orders and reports entitling him to the money. C.R.O. 1950, Reg. 464, r. 731.

**736.**—(1) Where an order for payment of money out of court is made otherwise than by a judge of the Supreme Court, the Accountant, before acting thereon, shall apply to a judge for his approval.

(2) An order dispensing with the payment of money into court, unless it is made by a judge of the Supreme Court, shall not be acted on unless or until a judge approves thereof.

(3) An order dispensing with payment of money into court, or a certified copy thereof, shall be left with the Accountant forthwith after entry thereof. C.R.O. 1950, Reg. 464, r. 732.

**737.**—(1) The Official Guardian shall deposit in the Accountant's office a statement showing the distribution of the proceeds of lands sold or mortgaged with his approval under *The Devolution of Estates Act*, and the dates of births of the infants interested.

(2) All money received by the Official Guardian on behalf of infants, mentally incompetent persons, absentees or other persons for whom he acts shall, without order, be paid into court to the credit of the person entitled.

(3) Money paid in to court under this rule to the credit of infants shall be paid out to them when they attain their majority.

(4) Money paid into court to the credit of non-concurring heirs and devisees shall be paid out to them upon application to the Accountant, without order.

(5) Money paid into court to the credit of an absentee may be paid out to the person entitled thereto upon order of a judge to be obtained upon notice to the Official Guardian.

(6) Where the amount of money payable into court under this rule is ascertained by the deduction

of untaxed costs from a fund, the Official Guardian may require such costs to be taxed, and the solicitor who has received such costs shall forthwith pay into court for the infant or mentally incompetent person or absentee any balance that is found to be due as a result of such taxation. C.R.O. 1950, Reg. 464, r. 733; O. Reg. 118/56, s. 8.

**738.** Where costs are directed to be paid out of money in court, the solicitor of the party entitled to receive the costs is entitled to have the cheque drawn in his favour upon filing with the Accountant an affidavit stating,

(a) that he is entitled to receive such costs; and

(b) that he has not been paid his costs or any part thereof, and that the costs, payment of which is sought, are justly due to him,

and, if the solicitor has been changed in the course of the litigation, that fact shall be shown in the affidavit, and the consent of both solicitors shall be filed. C.R.O. 1950, Reg. 464, r. 734.

**739.**—(1) Where money to which an infant or mentally incompetent person is entitled is paid into a surrogate or county court, the registrar or clerk of that court shall forthwith cause the money to be transmitted to the Accountant with a statement showing when the money was so paid in, and a copy, certified by the registrar or clerk, of all judgments or orders affecting the money, and the money shall thereupon be placed to the credit of the infant or mentally incompetent person.

(2) All money paid into a surrogate or county court and unclaimed for two years shall be transmitted by the registrar or clerk to the Accountant, together with a statement showing when the money was paid in and a certified copy of all judgments or orders affecting the money.

(3) Such money shall be paid out to any person found entitled thereto upon the production of a judgment or order of the surrogate or county court judge, and shall in the meantime be dealt with as other money in the Supreme Court. C.R.O. 1950, Reg. 464, r. 735.

**740.** Where money is in court to the credit of an infant, it shall be paid out of court to him with accrued interest without further order upon his attaining his majority, unless otherwise ordered. C.R.O. 1950, Reg. 464, r. 736.

**741.**—(1) Where money is in court to the credit of an infant or mentally incompetent person, it may be paid out upon the fiat of a judge in chambers without formal order.

(2) Such fiat shall be prepared by the Official Guardian and may be signed either by the judge or the clerk in chambers, and shall be entered at length in the order book of the clerk in chambers, and the fiat or copy to be verified by the Accountant shall be deposited with the Accountant.

(3) The judge may in his discretion fix and direct payment of the costs of the application to the solicitor and dispense with the affidavit required by rule 738.

(4) When an order has been made for payment of maintenance out of money in court to which an infant is entitled, the cheque shall, upon application to the Official Guardian, be obtained and forwarded by him without expense to the applicant.

(5) An application for such maintenance shall be lodged with the Accountant before the beneficiary attains his majority, otherwise it may be disregarded. C.R.O. 1950, Reg. 464, r. 737, *revised*.

## PETITIONS OF RIGHT

**742.** A petition of right shall be according to Form 132 and shall be signed by the suppliant, his counsel or solicitor. C.R.O. 1950, Reg. 464, r. 738.

**743.** The petition shall be left with the Provincial Secretary in order that it may be submitted to the Lieutenant Governor for his consideration and in order that the Lieutenant Governor, if he thinks fit, may grant his fiat that right be done, and no fee or sum of money is payable by the suppliant therefor. C.R.O. 1950, Reg. 464, r. 739.

**744.** Where a fiat is granted, a copy of the petition and fiat shall be left at the office of the Attorney General with an endorsement thereon praying for an answer on behalf of Her Majesty within twenty-eight days. C.R.O. 1950, Reg. 464, r. 740.

**745.** Where the petition is presented for the recovery of real or personal property or any right in or to real or personal property that has been granted or disposed of by or on behalf of Her Majesty or her predecessors, a copy of the petition and fiat shall be served upon or left at the last or usual or last-known place of abode of the person in the possession, occupation or enjoyment of the property or right, endorsed with a notice according to Form 133. C.R.O. 1950, Reg. 464, r. 741.

**746.** The person so served shall appear and file his defence to the petition, as required by such notice. C.R.O. 1950, Reg. 464, r. 742.

**747.** The petition may be answered by statement of defence by or in the name of Her Majesty's Attorney General, on behalf of Her Majesty, and by any other person who may be called upon as aforesaid, in the same manner as in an action. C.R.O. 1950, Reg. 464, r. 743.

**748.** Where no other provision is made and so far as they are applicable, these rules apply to petitions of right. C.R.O. 1950, Reg. 464, r. 744.

**749.** In case of a failure on the behalf of Her Majesty, or of any other person duly called upon, to defend in due time, at any stage of the proceedings, the suppliant may apply to the court for an order that the petition be taken as confessed, and the court may order that the petition may be taken as confessed as against Her Majesty or other party so making default, and judgment may be given by the court in favour of the suppliant. C.R.O. 1950, Reg. 464, r. 745.

**750.** A petition of right shall be tried by a judge without a jury. C.R.O. 1950, Reg. 464, r. 746.

**751.** The judgment of the court shall be that the suppliant is or is not entitled either to the whole or to some portion of the relief sought by his petition, or that such other relief may be given, and upon such terms and conditions, if any, as to the court seems just. C.R.O. 1950, Reg. 464, r. 747.

**752.** The costs of a petition of right are in the discretion of the court or of a judge, and shall be recovered in the same way as in ordinary actions, except when costs are ordered to be paid by Her Majesty. C.R.O. 1950, Reg. 464, r. 748.

**753.** Upon a judgment or order for the payment of costs or damages by Her Majesty, the judge may, upon application in behalf of the party entitled after the lapse of fourteen days from the making, giving or affirming of the judgment or order, certify to the Provincial Treasurer according to Form 134. C.R.O. 1950, Reg. 464, r. 749.

**754.** Nothing in these rules prevents a subject from proceeding by petition of right in any manner in which he might have proceeded before the 23rd day of

April, 1887, nor shall anything in these rules be construed as entitling a subject to proceed by petition of right in any case in which he would not be entitled so to proceed under the Acts passed by the Parliament of the United Kingdom before the said date. C.R.O. 1950, Reg. 464, r. 750.

## OFFICERS AND OFFICES

**755.** The Registrar or such other officer as he directs shall attend the weekly sittings at Toronto, and the officer so attending shall settle and sign all orders and settle all judgments pronounced thereat. C.R.O. 1950, Reg. 464, r. 751, *revised*.

**756.** Local registrars shall, with respect to all matters in their offices, perform the same duties in the same manner as the like duties are performed in the Registrar's office at Toronto. C.R.O. 1950, Reg. 464, r. 752 (1).

**757.** Every local registrar and local master is a local taxing officer. C.R.O. 1950, Reg. 464, r. 753, *revised*.

**758.**—(1) Every local taxing officer is, subject to rules 684 to 686 in actions begun or pending in his office, entitled to tax all bills of costs, including counsel fees, subject only to appeal to a judge.

(2) This rule does not apply to cases in which infants are concerned, unless the Official Guardian is the guardian *ad litem* for the infants. C.R.O. 1950, Reg. 464, r. 754.

**759.** All taxing officers, for the purpose of any taxation, have power to administer oaths and take evidence, direct production of books and documents, make certificates and give general directions for the conduct of taxations before them. C.R.O. 1950, Reg. 464, r. 755.

*Business in Offices*

**760.** Except as provided with respect to quieting titles matters, no business shall be transacted in any of the offices of the courts, either in procuring or issuing process, or in entering judgments or taking any proceeding whatever in a cause, unless upon the personal attendance of the party on whose behalf such business is required to be transacted, or of the counsel or solicitor of such party, or the clerk or agent of the solicitor, or the clerk of the agent. C.R.O. 1950, Reg. 464, r. 756.

**761.** All officers are auxiliary to one another for promoting the correct, convenient and speedy administration of business. C.R.O. 1950, Reg. 464, r. 757.

**762.**—(1) In case an officer to whom a special duty is assigned is for any reason unable to act or if the office is vacant, the duty may be performed by such other officer as is designated for that purpose by the Chief Justice of Ontario.

(2) In the absence of the Taxing Officer at Toronto, his duties may be performed by the Master or by such officer as the Master designates. O. Reg. 119/60, s. 9.

**763.** Where the first document in a cause or matter is required to be filed in Toronto, the Registrar's office shall be deemed to be the office in which the cause or matter was commenced and in other cases the office of the local registrar of the county or district in which such first document is required to be filed shall be deemed to be the office in which the cause or matter was commenced. C.R.O. 1950, Reg. 464, r. 759, *revised*.

**764.** All proceedings in a cause or matter shall be carried on in the office in which the cause or matter was commenced. C.R.O. 1950, Reg. 464, r. 760.



**765.** All persons called to the bar of Ontario or admitted as solicitors of the Supreme Court shall sign the rolls provided upon taking the prescribed oaths. C.R.O. 1950, Reg. 464, r. 761, *revised*.

#### COUNTY AND LOCAL COURTS

**766.** All writs in the county court shall be issued by the clerk and shall be under the seal of the court, and shall be tested in the name of the judge thereof, or, in the case of the death of such judge, then in the name of the junior or acting judge for the time being. C.R.O. 1950, Reg. 464, r. 762.

**767.** The judges of the county courts have power to sit and act at any time for the transaction of any part of the business of such courts, or for the discharge of any duty, including the trial of non-jury actions. C.R.O. 1950, Reg. 464, r. 763.

**768.** Where the plaintiff fails to recover judgment in an action or other proceeding brought in a county or division court by reason of such court having no jurisdiction over the subject-matter thereof, the county court, or the judge presiding in the division court, as the case may be, has jurisdiction over the costs of such action or proceeding and may order by and to whom such costs shall be paid. C.R.O. 1950, Reg. 464, r. 764.

**769.** In all actions brought in a county court, the judge of the county court where the proceedings were commenced, or the Master (subject to appeal in either case as if the case were in the High Court of Justice) may change the place of trial, and in the event of an order being obtained for that purpose, the clerk of the county court in which the action was commenced shall forthwith transmit all papers in the action to the clerk of the county court to which the place of trial is changed, and all subsequent proceedings shall be entitled in such last-mentioned court and carried on in such last-mentioned court as if the proceedings had originally been commenced in such last-mentioned court. C.R.O. 1950, Reg. 464, r. 765.

**770.** These rules and the practice and procedure in actions in the Supreme Court shall, so far as the same can be applied, apply and extend to actions in the county court. C.R.O. 1950, Reg. 464, r. 766.

**771.** In actions in the county court, the clerk shall, subject to the directions of the judge, discharge all the duties and have all the powers of the Registrar of the Supreme Court and shall act as referee in the taking of any accounts that may be referred to him by the judge. C.R.O. 1950, Reg. 464, r. 767.

**772.**—(1) Money to be paid into a county court or surrogate court shall be paid into a chartered bank designated for that purpose from time to time by the Lieutenant Governor in Council.

(2) The money shall be paid in to the credit of the cause or matter in which the payment is made with the privity of the clerk or registrar, as the case may be, of the court and in no other manner, and such money shall be withdrawn only on the order of the court or judge thereof with the privity of the clerk or registrar of the court.

(3) Where money is paid in under a plea of payment into court, the clerk, on the production of the receipt of the bank for the money or other satisfactory proof of such payment, shall sign a receipt for the amount in the margin of the pleading. C.R.O. 1950, Reg. 464, r. 768, *revised*.

**773.** The clerk of a county court and the registrar of a surrogate court shall each keep a book containing an account of all money so paid into their respective courts, and of the withdrawal thereof, and shall prepare in the month of January in every year a statement of all money so paid in and withdrawn, and a

statement of the condition of the various accounts upon the thirty-first day of the preceding December, and shall transmit to the Provincial Secretary and to the judge or each of the judges of such courts a copy of such statement, with a declaration thereto annexed (Form 140). C.R.O. 1950, Reg. 464, r. 769.

**774.** The book so to be kept shall be open for inspection during office hours, and the clerk or registrar shall give a certificate of the state of an account or an extract therefrom at the request of any party interested or his solicitor on his paying to the clerk or registrar the sum of 20 cents for such inspection or certificate and the sum of 10 cents per folio for such extract. C.R.O. 1950, Reg. 464, r. 770.

**775.** The Official Guardian is entitled to make any search and take any extracts without payment of any fee. C.R.O. 1950, Reg. 464, r. 771.

#### MATRIMONIAL CAUSES

**776.**—(1) Rules 777 to 810 apply only to matrimonial causes.

(2) Subject to rules 777 to 810 and of any Act, all other rules, so far as they can be applied, extend to matrimonial causes. C.R.O. 1950, Reg. 464, r. 772.

**777.**—(1) A writ in a matrimonial cause for service in Ontario (either personally or in any other manner) shall be according to Form 2.

(2) A writ in a matrimonial cause for service out of Ontario shall be according to Form 4.

(3) Where the defendant in a matrimonial cause is not a British subject and is not in a British Dominion, notice of the writ, according to Form 6, shall be served in lieu of the writ. C.R.O. 1950, Reg. 464, r. 773.

**778.**—(1) No cause of action, except for alimony, maintenance or the custody of children, shall be joined with a matrimonial cause without the leave of a judge to be obtained *ex parte* before the service of the writ, or thereafter upon notice to all parties who have been served.

(2) The order granting such leave shall be served with the writ or the amended writ, as the case may be. C.R.O. 1950, Reg. 464, r. 774.

**779.** Unless otherwise ordered, every person with whom adultery is alleged to have been committed, whether the adultery is alleged as the cause of action or by way of revival of a prior matrimonial offence that has been condoned, shall be made a defendant in the action if living at the date of the issue of the writ. C.R.O. 1950, Reg. 464, r. 775.

**780.**—(1) If the name of a person with whom adultery is alleged to have been committed is unknown to the plaintiff at the time of the issue of the writ, a judge, on being satisfied that all reasonable efforts have been made to ascertain the name, may grant leave to the plaintiff to issue the writ without adding such person as a defendant.

(2) After a writ has been issued, a judge may grant leave to amend it by adding a further cause of action alleging adultery with a person whose name is unknown to the plaintiff.

(3) The order granting leave shall require that the plaintiff continue to make all reasonable efforts to ascertain the name of the person with whom adultery is alleged and that as soon as the name of such person is ascertained he be added as a defendant and all necessary amendments be made.

(4) If the order is made after the writ has been served, it shall require the amended writ and amended statement of claim and affidavit verifying the same to

be re-served and shall also prescribe the times within which the appearance and the statement of defence to the amended writ and amended statement of claim shall be delivered.

(5) The order granting leave shall be served with the writ or with the amended writ, as the case may be. C.R.O. 1950, Reg. 464, r. 776.

**781.** Where a person with whom adultery is alleged to have been committed has died before the issue of the writ, it is not necessary to make the legal representative of such person a defendant in the action. C.R.O. 1950, Reg. 464, r. 777.

**782.**—(1) Where a defendant with whom adultery is alleged to have been committed dies while the action is pending, the action may be continued without adding the legal representative of such defendant as a party unless the plaintiff intends to claim in the action for any relief against the estate.

(2) Where no such claim is made against the estate, the plaintiff shall file an affidavit verifying the death of the defendant with whom adultery is alleged to have been committed, and in all proceedings in the action thereafter the words "now deceased" shall be added immediately after the name of the deceased defendant in the style of cause, and the action may be continued without notice to the legal representative of such defendant. C.R.O. 1950, Reg. 464, r. 778.

**783.** Where a legal representative of a deceased person with whom adultery is alleged to have been committed has not been made a defendant, any person desiring to represent such deceased person may apply to a judge for leave to be added as a defendant. C.R.O. 1950, Reg. 464, r. 779.

**784.** If the action is based on a matrimonial offence that constitutes a criminal offence for which the defendant husband has been convicted in a court of competent jurisdiction in Canada, the other person who was involved in such offence shall not be made a defendant in the action unless a judge otherwise orders. O. Reg. 42/52, s. 3.

**785.** The statement of claim shall be filed at the time the writ is issued and shall be served therewith. C.R.O. 1950, Reg. 464, r. 780.

**786.**—(1) The statement of claim shall contain,

- (a) a short statement of the relief claimed;
- (b) the place and date of marriage;
- (c) the name and status of the wife before the marriage;
- (d) the address of the wife at the date of the issue of the writ;
- (e) the birthplace of the husband;
- (f) the status of the husband before marriage;
- (g) the domicile of the husband at the time of the marriage;
- (h) the occupation, address and domicile of the husband at the date of the issue of the writ;
- (i) whether any party to the action is an infant or under any other disability and, if so, the age of such party or the nature of such other disability;
- (j) if the wife is the plaintiff and claims to be entitled to maintain an action in Ontario by reason of the *Divorce Jurisdiction Act*, all the facts upon which such claim of right is founded;

(k) the principal places of residence where the spouses have cohabited;

(l) whether there has been issue of the marriage and, if so, the names and dates of birth of all living children and, in the case of any child under sixteen years of age, full particulars of its past, present and proposed homes, maintenance and education;

(m) a statement of all previous proceedings instituted with reference to the marriage or to any child thereof, including applications to the Parliament of Canada, actions for alimony or applications under any statute, and the result of such proceedings;

(n) the matrimonial offences alleged or the other grounds upon which relief is sought, the same to be set out fully in separate paragraphs with the name and address of every known person with whom a matrimonial offence is alleged to have been committed;

(o) if such be the case, that any person with whom a matrimonial offence is alleged to have been committed has died before the issue of the writ;

(p) where the writ includes a claim for custody of the children, full particulars of the facts upon which such claim is founded;

(q) the existence of any separation agreement or any financial arrangement between the spouses; and

(r) where the writ includes a claim for alimony or maintenance in favour of the plaintiff or for maintenance of the children of the marriage, a statement of the income and property of the respective spouses in so far as they are within the knowledge or belief of the plaintiff.

(2) The statement of claim shall conclude with a prayer setting out full particulars of the relief claimed including,

(a) any claim for dissolution or annulment of the marriage;

(b) any claim for custody of the children;

(c) any claim for interim alimony or maintenance;

(d) any claim for alimony or maintenance;

(e) any claim for costs;

(f) in appropriate cases, a prayer that the court will exercise its discretion in favour of the plaintiff notwithstanding the commission of a matrimonial offence; and

(g) any other claim. C.R.O. 1950, Reg. 464, r. 781; O. Reg. 42/52, s. 1.

**787.**—(1) Every statement of claim shall be supported by an affidavit of the plaintiff verifying the facts alleged of which the deponent has personal knowledge and deposing as to belief in the truth of the other facts alleged and stating that the plaintiff has not in any way been accessory to or connived at or condoned any matrimonial offence alleged and that no collusion exists between the plaintiff and any defendant.

(2) Such affidavit shall be contained in the same document as the statement of claim and shall be at the foot or end thereof. C.R.O. 1950, Reg. 464, r. 782.

**788.**—(1) Where a party who has been guilty of a matrimonial offence intends to ask at the hearing that the discretion of the court be exercised in his favour,

(a) the statement of claim or counter-claim shall contain a special prayer to this effect; and



(b) a statement signed by such party setting forth all the facts relating to such offence and the grounds upon which the exercise of the discretion is asked shall be placed in a sealed envelope and filed with the statement of claim or counter-claim, as the case may be.

(2) Such statement shall be open to the inspection of the Attorney General but, except by the direction of a judge given at any time prior to the final disposition of the action, shall not be open to inspection by any other person.

(3) The judge presiding at the trial may peruse the statement and may order it to be re-sealed or to be communicated to the opposite party or to be otherwise dealt with as he sees fit. C.R.O. 1950, Reg. 464, r. 783.

**789.**—(1) Unless otherwise ordered in special circumstances by a judge, the writ and all papers required to be served therewith shall be served on the defendants personally.

(2) Rule 15 does not apply to such service.

(3) Such service shall be made by a person other than the plaintiff.

(4) The person who serves the writ shall, at the time of the service, request each defendant to sign in his presence the acknowledgment of service endorsed on the writ and shall sign his name as witness to any signature thereto.

(5) The affidavit of service shall state fully the means of knowledge of the deponent as to the identity of the person served and that the defendant served has been requested to sign the acknowledgment of service, giving the result of such request. C.R.O. 1950, Reg. 464, r. 784.

**790.** Where the name of the defendant with whom adultery is alleged to have been committed is known but such defendant cannot be found, a judge may dispense with service upon such defendant of the writ and other documents if no claim for relief is made against such defendant, or, if made, is abandoned. C.R.O. 1950, Reg. 464, r. 785.

**791.**—(1) In actions to be tried elsewhere than at Toronto, the plaintiff may serve with the writ of summons and statement of claim a notice (Form 36) that in default of appearance the action will be set down for trial at a sittings of the court commencing after the expiration of thirty days from the time limited for appearance, and in such case no further notice of trial is necessary if the action is set down for trial and tried accordingly.

(2) In actions to be tried at Toronto without a jury, the plaintiff may serve with the writ of summons and statement of claim a notice (Form 38) that in default of appearance the action will be set down for trial within sixty days of such default, and where the action is so set down, no further notice of trial is necessary.

(3) In all other cases, notice of trial shall be served, and, where the defendant is not represented by a solicitor, the service shall be personal unless otherwise ordered in special circumstances by a judge. C.R.O. 1950, Reg. 464, r. 786.

**792.** Where there has been default of appearance or defence, no judgment shall be pronounced unless and until it is clearly shown at the trial of the action that the persons served were the defendants in the action. C.R.O. 1950, Reg. 464, r. 788.

**793.**—(1) The statement of claim may be amended without leave before service thereof.

(2) After service of the writ and statement of claim, notice of any application to amend the same shall,

unless otherwise ordered, be served on every defendant who has entered an appearance.

(3) The amendment shall be made by filing a fresh copy of the statement of claim as amended verified by an affidavit complying with rule 787.

(4) Unless otherwise ordered, the amended writ or statement of claim with the affidavit of verification and any order granting leave to amend shall be served upon the defendants, but service shall not be dispensed with where a new cause of action is added. C.R.O. 1950, Reg. 464, r. 789.

**794.** Any order as to substituted service in a matrimonial cause shall be made by a judge. C.R.O. 1950, Reg. 464, r. 790.

**795.**—(1) Where a defendant seeks relief in the action, he shall deliver a counter-claim.

(2) The rules relating to a matrimonial cause apply *mutatis mutandis* to a counter-claim. C.R.O. 1950, Reg. 464, r. 791.

**796.** No judgment shall be entered in a matrimonial cause upon the consent of the parties or admissions or in default of appearance or of pleading or otherwise than after a trial. C.R.O. 1950, Reg. 464, r. 792.

**797.**—(1) Unless otherwise ordered by a judge, a matrimonial cause shall be tried by a judge without the intervention of a jury.

(2) Where the trial is with a jury, a general verdict shall not be taken, but any question of fact shall be determined by the jury upon written questions submitted to them.

(3) Notwithstanding that an order has been made for trial with a jury, the judge presiding at the trial may in his discretion try any issue arising in the action without the intervention of the jury. C.R.O. 1950, Reg. 464, r. 793.

**798.**—(1) The judge presiding at the trial may direct that the trial shall be adjourned either until a later named day in the same sittings or until a later named sittings and that notice of the action and of the state of the cause and copies of all pertinent documents, including a transcript of evidence, shall be delivered to the Attorney General, who is at liberty to intervene in the action and to attend upon the trial and call such evidence as he is advised.

(2) The judge may give such directions for taking the evidence *de novo* or for the use of a transcript of the evidence already taken as to him seems proper. C.R.O. 1950, Reg. 464, r. 794.

**799.**—(1) Every judgment for the dissolution of marriage or for the annulment of marriage shall be a judgment nisi not to be made absolute until after the expiration of three months from the pronouncing thereof.

(2) Rules 177 and 178 do not apply to the time prescribed by subrule 1. C.R.O. 1950, Reg. 464, r. 795.

**800.**—(1) The judgment nisi shall be served upon the defendant spouse within one month from its pronouncement unless such service is dispensed with by the judge presiding at the trial of the action.

(2) Where a guardian has been appointed for the defendant spouse, such service shall also be made upon the guardian.

(3) Service shall be personal unless the person to be served is represented by a solicitor or unless a judge otherwise orders.

(4) Either before or after the expiry of the time within which such service is to be effected, the time for such service may be extended by the court, but in no case shall judgment absolute be granted before the expiry of one month from the date of such service.

(5) Upon the copy of the judgment nisi served shall be endorsed a notice signed by the plaintiff or his solicitor in the words following or to the like effect:

To.....(inserting name of defendant spouse)

Take notice that after the expiration of three months from the date of this judgment or after the expiration of one month from the day of service of this judgment upon you, whichever shall be the longer period of time, judgment absolute may be granted upon the application of the plaintiff dissolving your marriage (or annulling your marriage, as the case may be) without further notice to you unless in the meantime you deliver or cause to be delivered to the Registrar of the Supreme Court of Ontario at Osgoode Hall, Toronto (or, in cases where the writ was issued elsewhere than at Toronto, to the Local Registrar of the Supreme Court of Ontario at his office in the Court House in.....) and to the undersigned at..... (giving an address for service) a written notice that you desire to show cause why judgment absolute should not be granted in this action.

Signed.....

Address.....

C.R.O. 1950, Reg. 464, r. 796; O. Reg. 42/52, s. 5; O. Reg. 119/60, s. 10.

**801.** During the period between the pronouncement of the judgment nisi and the granting of the judgment absolute any person may intervene or may give notice of desire to show cause why the judgment should not be made absolute by reason of the judgment having been obtained by collusion or by fraud or by reason of material facts not brought before the court or for any other valid reason. C.R.O. 1950, Reg. 464, r. 797.

**802.** At any stage of the action the Attorney General may intervene for the purpose of showing collusion or fraud or of bringing any evidence before the court. C.R.O. 1950, Reg. 464, r. 798.

**803.** Where the Attorney General or any other person desires to intervene or to show cause why the judgment should not be made absolute, he shall file a notice in the office in which the action was commenced and shall serve copies thereof upon all parties to the action and thereafter he shall be served with notice of all proceedings in the action. C.R.O. 1950, Reg. 464, r. 799.

**804.**—(1) Where notice of intervention or notice of desire to show cause why the judgment should not be made absolute has been filed and served, the person giving the notice or any party to the action may apply to a judge for directions.

(2) The judge may dispose of the matter in a summary way or may direct the trial of an issue and may direct the delivery of pleadings and particulars and the production of documents for the purpose of such trial and may permit examinations for discovery.

(3) The trial may take place at any sittings of the court in such manner and at such time and place as the judge directs and appoints.

(4) Upon the hearing or trial of any such matter, the judgment nisi may be varied or vacated or the court may direct further enquiry or make such other order as justice requires.

(5) Where any such notice has been filed, the judgment shall not be made absolute until there has been a final disposition of the matter. C.R.O. 1950, Reg. 464, r. 800.

**805.**—(1) Application for judgment absolute shall be made by the plaintiff filing in the office in which the writ was issued at any time after the expiration of the period that must intervene before such judgment may be made absolute,

- (a) a notice of application in accordance with Form 141 signed after the expiration of the said period and within ten days of the date of filing thereof;
- (b) an affidavit of the plaintiff made after the expiration of the said period and within ten days of the date of the filing of the application that the deponent has not, since the granting of the judgment nisi, cohabited with the defendant spouse, and, where necessary, the particulars required by rule 806;
- (c) the original judgment nisi or a certified copy thereof; and
- (d) unless service of the judgment nisi has been dispensed with, an affidavit proving service of same.

(2) The Registrar or local registrar shall thereupon cause a search to be made of the records of the court to ascertain whether any intervention is pending or whether a notice of desire to show cause why judgment should not be granted has been filed and shall issue a certificate of such search.

(3) In the case of a local registrar, he shall then transmit the documents mentioned in subrule 1 together with his certificate of such search to the Registrar.

(4) The Registrar shall in all cases cause a further search to be made to ascertain whether any appeal from the judgment nisi is pending and shall issue a certificate of such search.

(5) The Registrar shall forthwith place the application on the list of cases to be posted under subrule 3 of rule 237 for hearing but it is not necessary for counsel to appear in the first instance.

(6) The judge presiding at the hearing, upon being satisfied that service of the judgment nisi was duly effected or that service was dispensed with and that no appeal or intervention is pending and that no notice of desire to show cause why the judgment should not be made absolute has been delivered, or, if delivered, has been disposed of, may grant judgment absolute dissolving or annulling the marriage.

(7) In the case of an action commenced elsewhere than at Toronto, the Registrar shall certify to the local registrar when judgment absolute has been granted, and the judgment shall be settled by the proper officer in whose office the action was commenced, unless any party affected applies to the Registrar at Toronto to settle the judgment or to reconsider the settlement of the judgment by the local officer.

(8) If the judge decides that judgment absolute should not be granted in the first instance, he shall adjourn the hearing of the application and direct that notification of such adjournment be given to the applicant by the Registrar, or, in actions commenced elsewhere than at Toronto, by the local registrar, and he may direct that the applicant serve notice of the application on any person who appears to be interested therein.

(9) The judge giving such direction shall state shortly his reasons in writing.

(10) Where the hearing of the application has been adjourned in the first instance, any party may apply to have the application disposed of at any sittings of the court and a judge may make such order as he sees fit. C.R.O. 1950, Reg. 464, r. 801.

806. If the application for judgment absolute is made after the expiration of six months from the pronouncement of the judgment nisi, the affidavit of the plaintiff shall account for the delay, and it shall also be shown by affidavit whether any motion has been launched under rule 807. C.R.O. 1950, Reg. 464, r. 802.

807. If the application for judgment absolute is not made by the party entitled to move within six months after the pronouncement of the judgment nisi, any other party to the action may apply to have the judgment nisi vacated and the action dismissed for want of prosecution. C.R.O. 1950, Reg. 464, r. 803.

808. The affidavits required of a party by these rules are not necessary if such party is a mentally incompetent person or is a person who has been declared incapable under *The Mental Incompetency Act*, but the committee, next friend or guardian of such party shall, in lieu thereof, file an affidavit showing that he has made careful inquiry into the facts and that to the best of his knowledge, information and belief the facts required to be deposed to, if the party were mentally competent are true. C.R.O. 1950, Reg. 464, r. 804.

809. An order may be made for payment of a wife's interim disbursements by her husband. C.R.O. 1950, Reg. 464, r. 805.

810.—(1) This rule applies where a statement of claim in an action for the dissolution of marriage contains particulars of any child of the marriage as defined by section 6 of *The Matrimonial Causes Act* who is under sixteen years of age at the time of the commencement of the action.

(2) The writ of summons, statement of claim and any other papers required to be served therewith shall be served upon the Official Guardian at Toronto within ten days after service thereof on the defendant spouse.

(3) All other pleadings shall be served upon the Official Guardian within the times limited by the rules for service upon the parties to the action.

(4) Three copies of the report of the Official Guardian and the supporting affidavit shall be served on the plaintiff within thirty days of the service of the writ upon the Official Guardian.

(5) The report of the Official Guardian and the supporting affidavit together with proof of service thereof on the plaintiff shall be filed in the office where the action was commenced within ten days of such service.

(6) The plaintiff shall serve forthwith one of such copies and the supporting affidavit upon the defendant spouse unless such service is dispensed with by the court, and shall within ten days of service file proof thereof in the office where the action was commenced.

(7) Either spouse may dispute any statement in the report or the supporting affidavit by serving a concise statement of the nature of such dispute upon the other spouse, unless such service is dispensed with by the court, and upon the Official Guardian at Toronto, and by filing the same, together with proof of such service, within fifteen days of the service of the report on him.

(8) The court may in its discretion order that the report and the supporting affidavit and any dispute

filed be served upon the co-defendant or upon any person not a party to the action and may give such directions as it deems necessary.

(9) Unless the Official Guardian is the applicant, he shall be served with four days' notice of any application under subrule 8.

(10) The services mentioned in subrules 6, 7 and 8 shall be personal unless the person to be served is represented in the action by a solicitor or unless the court otherwise orders.

(11) Notwithstanding rule 246, no action shall be set down for trial until the disputes have been filed or the time for filing disputes has expired.

(12) Where a dispute has been filed, the plaintiff shall serve notice of trial upon the Official Guardian at Toronto.

(13) The record required by rule 248 shall include at the end thereof a copy of the report and the supporting affidavit, any dispute filed, and any order made pursuant to subrule 8.

(14) Rule 229 does not apply to a person who has an affidavit verifying the report of the Official Guardian.

(15) The Official Guardian has the right to particulars, discovery and production under the rules in all matters touching upon the custody, maintenance and education of a child to which this rule applies, whether or not any such matter is in issue in the action. C.R.O. 1950, Reg. 464, r. 807; O. Reg. 112/55, ss. 4-6; O. Reg. 118/56, ss. 10, 11.

#### MEETING OF JUDGES

811. Meetings of the judges of the Supreme Court or of the High Court may be called by instruction of the Chief Justice of Ontario or of the Chief Justice of the High Court or of any two judges. C.R.O. 1950, Reg. 464, r. 808.

#### FORMS

812.—(1) The forms contained in the Appendix hereto shall be used with such variations or modifications as circumstances may require, and any variance therefrom, not being in matter of substance, does not affect their regularity.

(2) The provisions contained in the form prescribed shall be deemed to be authorized by these rules. C.R.O. 1950, Reg. 464, r. 809.

#### APPENDIX OF FORMS

##### GENERAL PROVISIONS APPLICABLE TO ALL WRITS AND SIMILAR DOCUMENTS ISSUED BY THE COURT

All writs shall be in the court and cause, see rule 192.

All writs shall conclude with the words prescribed by rule 5 in the case of writs of summons.

There shall be endorsed upon every writ a statement of the plaintiff's residence and the name of the solicitor issuing the writ and his address in the form following:

This writ was issued by *E.F.*, of . . . . ., solicitor for the said plaintiff who resides at . . . . . [or, This writ was issued by the plaintiff in person who

resides at . . . . .] [*In either case mention the city, town or township, and also the name of the street and number of the house of the plaintiff's residence, if any, or, in the case of a township, the number of the lot and concession*]. (See rules 11 and 12.)



WRITS OF SUMMONS AND NOTICES  
IN LIEU THEREOF

Form 1

GENERAL FORM OF WRIT OF SUMMONS  
(NOT SPECIALLY ENDORSED)

(RULES 5 AND 6)

In the Supreme Court of Ontario

Between

A.B.

Plaintiff

and

C.D. and E.F.

Defendants

Name and Title of Sovereign, e.g., ELIZABETH THE SECOND, by the Grace of God, of the United Kingdom, Canada and Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

To C.D., of the ..... of .....  
in the ..... of .....  
and E.F., of the ..... of .....  
in the ..... of .....

WE COMMAND YOU, that within ten days after the service of this writ on you, inclusive of the day of such service, you do cause an appearance to be entered for you in this action; AND TAKE NOTICE that, in default of your so doing, the plaintiff may proceed therein and judgment may be given in your absence on the plaintiff's own showing, and you may be deemed to have admitted the plaintiff's claim and (subject to Rules of Court) will not be entitled to notice of any further proceedings herein.

IN WITNESS WHEREOF this writ is signed for the Supreme Court of Ontario by....., Registrar of the said Court at Toronto [or by....., Local Registrar of the said Court at.....] this .....day of ....., 19....

(Seal) ..... (signature of officer)

Memorandum to be subscribed on the Writ

N.B. This writ is to be served within twelve calendar months from the date thereof, or, if renewed, within twelve calendar months from the date of such renewal, including the day of such date, and not afterwards.

Appearance may be entered at the.....office at.....

Endorsements to be made on the Writ

The plaintiff's claim is for, etc., (as in Form 7 or as may be).

Endorsement to be made on the Writ within Three Days after service thereof

This writ was served by.....on C.D. [the defendant or one of the defendants], on ....., the .....day of ....., 19....

This memorandum is made this.....day of ....., 19....

..... A.F.  
(signature)

.....  
(address)

C.R.O. 1950, Reg. 464, Form 1.

Form 2

WRIT OF SUMMONS  
(MATRIMONIAL CAUSE)

(RULE 777)

In the Supreme Court of Ontario

Between

A.B.

Plaintiff

and

C.D. and E.F.

Defendants

Name and title of Sovereign

To C.D., of the ..... of .....  
in the ..... of .....  
and E.F., of the ..... of .....  
in the ..... of .....

WE COMMAND YOU, that if you wish to defend this action you must,

- (1) within ten days after the service on you of this writ, and of the plaintiff's statement of claim delivered herewith, inclusive of the day of such service, cause an appearance to be entered for you in this action; and
- (2) within ten days after the entry of such appearance deliver your statement of defence, if any.

AND TAKE NOTICE that in default of your so doing the plaintiff may proceed therein, and (subject to Rules of Court) you will not be entitled to notice of any further proceedings and you may be deemed to have admitted the plaintiff's claim and judgment may be given in your absence on the plaintiff's own showing.

IN WITNESS WHEREOF this writ is signed for the Supreme Court of Ontario by....., Registrar of the said Court at.....[or by....., Local Registrar of the said Court at.....] this.....day of ....., 19....

(Seal) ..... (signature of officer)

Memorandum to be subscribed on the Writ

N.B. This writ is to be served within twelve calendar months from the date thereof, or, if renewed, within twelve calendar months from the date of such renewal, including the day of such date, and not afterwards.

Appearance may be entered at the.....office at.....

Endorsements to be made on the Writ

The plaintiff's claim is for dissolution [or annulment] of the marriage solemnized between the plaintiff and the defendant C.D. on the.....day of ....., 19....

(Add short statement of any other claims being made)

Further endorsement to be made on the writ

NOTE: The person who serves this writ shall at the time of service request each defendant to sign in his



presence the following form of acknowledgment of service and shall sign his name as witness to any signature thereto:

I am the person named as....., a defendant in this action.

I have this day received a copy of the writ and of the statement of claim in this action.

WITNESS:

.....  
Dated.....  
Signed.....

Endorsement to be made on the Writ within three days after service thereof

This writ was served by..... on C.D. [the defendant or one of the defendants] on....., the .....day of....., 19....

This memorandum is made this.....day of ..... , 19....

.....  
(signature)  
.....  
(address)

C.R.O. 1950, Reg. 464, Form 1A.

Form 3

WRIT FOR SERVICE OUT OF ONTARIO  
(NOT SPECIALLY ENDORSED)

(RULES 6 AND 25)

In the Supreme Court of Ontario

Between  
A.B.  
and  
C.D. and E.F.  
Plaintiff  
Defendants

Name and title of Sovereign

To C.D., of the.....of.....  
in the.....of.....  
and E.F., of the.....of.....  
in the.....of.....

WE COMMAND YOU, that within (here insert the number of days directed by the order allowing service) after the service, on you, of this writ [or notice of this writ as the case may be], and of the plaintiff's statement of claim delivered herewith, inclusive of the day of such service, you cause an appearance to be entered for you in this action, and your defence thereto, if any, to be delivered within ten days thereafter; AND TAKE NOTICE that in default of your so doing the plaintiff may proceed therein, and judgment may be given in your absence on the plaintiff's own showing and you may be deemed to have admitted the plaintiff's claim and (subject to Rules of Court) will not be entitled to notice of any further proceedings herein.

IN WITNESS WHEREOF this writ is signed for the Supreme Court of Ontario by....., Registrar of the said Court at Toronto [or by....., Local Registrar of the said Court at.....] this.....day of....., 19....  
(Seal)

(signature of officer)

Memorandum to be subscribed on the Writ

N.B. This writ is to be used where the defendant or all the defendants or one or more defendant or defendants is or are out of Ontario. When the defendant to be served is not a British subject, and is not in a British dominion, notice of the writ, and not the writ itself, is to be served upon him.

Appearance may be entered at the..... office at.....

C.R.O. 1950, Reg. 464, Form 2.

Form 4

WRIT OF SUMMONS FOR SERVICE OUT OF ONTARIO

(MATRIMONIAL CAUSE)

(RULE 777)

In the Supreme Court of Ontario

Between  
A.B.  
and  
C.D. and E.F.  
Plaintiff  
Defendants

Name and title of Sovereign

To C.D., of the.....of.....  
in the.....of.....  
and E.F., of the.....of.....  
in the.....of.....

WE COMMAND YOU, that if you wish to defend this action you must,

- (1) within (here insert the number of days directed by the order allowing service) after the service on you of this writ [or notice of this writ as the case may be], and of the plaintiff's statement of claim delivered herewith, inclusive of the day of such service, cause an appearance to be entered for you in this action; and
- (2) within ten days after the entry of such appearance deliver your statement of defence, if any.

AND TAKE NOTICE that in default of your so doing the plaintiff may proceed therein, and (subject to Rules of Court) you will not be entitled to notice of any further proceedings and you may be deemed to have admitted the plaintiff's claim and judgment may be given in your absence on the plaintiff's own showing.

IN WITNESS WHEREOF this writ is signed for  
the Supreme Court of Ontario by .....  
Registrar of the said Court at Toronto [or by .....  
..... Local Registrar of the said Court at  
..... ] this ..... day of .....  
19...

(Seal)

(signature of officer)

*Memorandum to be subscribed on the Writ*

N.B. This writ is to be served within twelve calendar months from the date thereof, or if renewed, within twelve calendar months from the date of such renewal, including the day of such date, and not afterwards.

This writ is to be used where the defendant or all the defendants or one or more defendant or defendants is or are out of Ontario. When the defendant to be served is not a British subject, and is not in a British dominion, notice of the writ, and not the writ itself, is to be served upon him.

Appearance may be entered at the .....  
office at .....

*Endorsements to be made on the Writ*

The plaintiff's claim is for dissolution [or annulment] of the marriage solemnized between the plaintiff and the defendant C.D. on the ..... day of .....  
19...

(Add short statement of any other claims being made)

*Further Endorsement to be made on the Writ*

NOTE: The person who serves this writ shall, at the time of such service, request each defendant to sign in his presence the following form of acknowledgment of service and shall sign his name as witness to any signature thereto:

I am the person named as .....  
a defendant in this action.

I have this day received a copy of the writ and of the statement of claim in this action.

WITNESS:

Dated .....

Signed .....

*Endorsement to be made on the Writ within  
Three Days after Service thereof*

This writ was served by ..... on C.D.,  
the defendant [or one of the defendants] on .....  
the ..... day of ..... 19...

This memorandum is made this ..... day of  
..... 19...

..... X.Y.  
(signature)

.....  
(address)

C.R.O. 1950, Reg. 464, Form 2A.

## Form 5

NOTICE OF WRIT TO BE SERVED OUT OF  
ONTARIO WHERE THE DEFENDANT  
IS NOT A BRITISH SUBJECT

(RULE 6)

In the Supreme Court of Ontario

Between

A.B.

Plaintiff

and

C.D. and E.F.

Defendants

To C.D., of the ..... of .....  
in the ..... of .....  
and E.F. of the ..... of .....  
in the ..... of .....

TAKE NOTICE THAT A.B., of .....  
has commenced an action against you, in Her Majesty's  
Supreme Court of Ontario, by writ of that Court,  
dated the ..... day of .....  
19...; which writ is endorsed as follows (*copy in full  
the endorsements of Claim*), \*[and you are required  
within ..... days after the receipt of this  
notice and of the plaintiff's statement of claim, to be  
served herewith, inclusive of the day of such receipt,  
to defend the said action, by causing an appearance  
to be entered for you in the said Court to the said  
action, and your defence thereto, if any, to be delivered  
within ten days thereafter]; and in default of your so  
doing, the said A.B. may proceed therein, and judgment  
may be given in your absence on the plaintiff's own  
showing and you may be deemed to have admitted  
the plaintiff's claim and, subject to Rules of Court,  
will not be entitled to notice of any further proceedings  
therein.

Appearance may be entered at the .....  
office at .....

Dated, etc.

X.Y., of ..... etc.

Solicitor for A.B.

NOTE: This notice is to be used when the person to be  
served is not a British subject, and is not in a  
British dominion.

*Endorsement to be made on the Notice of the Writ  
after Service thereof*

This notice was served by me, on C.D., the defendant  
[or one of the defendants] on ..... the  
..... day of ..... 19...

This memorandum is made on ..... the  
..... day of ..... 19...

\*Where the writ is specially endorsed omit the  
words in brackets and substitute:

"And you are required within ..... days  
after the service of this notice on you, inclusive of the  
day of such notice, if you desire to defend the said  
action, to cause an appearance to be entered for you  
therein and further within the same time to file an  
affidavit in the office in which your appearance is to  
be entered, that you have a good defence upon the  
merits and showing the nature of your defence, if any,  
to the plaintiff's claim, with the facts and circumstances  
which you deem entitle you to defend the action, and  
forthwith thereafter to serve a copy upon the Plaintiff's  
Solicitor."

C.R.O. 1950, Reg. 464, Form 3.

Form 6

NOTICE OF WRIT TO BE SERVED OUT OF  
ONTARIO WHERE THE DEFENDANT IS NOT A  
BRITISH SUBJECT  
(MATRIMONIAL CAUSE)

(RULE 777)

In the Supreme Court of Ontario

Between  
  
A.B.  
and  
C.D. and E.F.  
  
Plaintiff  
  
Defendants

To C.D., of the.....of.....  
in the.....of.....  
and E.F., of the.....of.....  
in the.....of.....

TAKE NOTICE THAT A.B., of the.....  
of.....has commenced an action against  
you, ....., in Her Majesty's Supreme Court of  
Ontario, by writ of that Court, dated the.....day  
of....., 19..., which writ is endorsed  
as follows (*copy in full the endorsements of claim*).

AND TAKE NOTICE THAT, if you wish to  
defend this action you are required,

- (1) within (*here insert the number of days directed by the order allowing service*) after the receipt of this notice and of the plaintiff's statement of claim, to be served herewith, inclusive of the day of such receipt, to cause an appearance to be entered for you in the said Court to the said action; and
- (2) within ten days after the entry of such appearance.

AND TAKE NOTICE that in default of your so doing the said A.B. may proceed therein, and, subject to Rules of Court, you will not be entitled to notice of any further proceedings and you may be deemed to have admitted the plaintiff's claim and judgment may be given in your absence on the plaintiff's own showing.

Appearance may be entered at the.....  
office at.....  
Dated.....

X.Y. of....., etc.  
Solicitor for A.B.

N.B. This notice is to be used when the person to be served is not a British subject, and is not in a British dominion.

*Further Endorsement to be made on the  
Notice of the Writ*

NOTE: *The person who serves this notice shall at the time of such service request the person served to sign in his presence the following form of acknowledgment of service and shall sign his name as witness to any signature thereto:*

I am the person named as.....  
a defendant in this action.

I have this day received a copy of the notice of the writ and of the statement of claim in this action.

WITNESS: Dated.....  
Signed.....

*Endorsement to be made on the Notice of the Writ  
after Service thereof*

This notice was served by me on C.D., the defendant  
[or one of the defendants] on....., the.....  
day of....., 19...

This memorandum is made this.....day of  
....., 19...

.....  
(signature)  
.....  
(address)

C.R.O. 1950, Reg. 464, Form 3A.

Form 7

ENDORSEMENTS ON WRITS OF SUMMONS

(RULES 5 AND 32)

*Money Claims (where Writ is not Specially Endorsed)*

The plaintiff's claim is \$. .... for the price of goods sold.

The plaintiff's claim is \$. .... for money lent [and interest].

The plaintiff's claim is \$. .... whereof \$. .... is the price of goods sold, and \$. .... for money lent, and \$. .... for interest.

The plaintiff's claim is \$. ....for arrears of rent.

The plaintiff's claim is \$. .... for arrears of salary as a clerk [*or as the case may be*].

The plaintiff's claim is \$. .... for interest upon money lent.

The plaintiff's claim is \$. .... for penalties under the Statute R.S.O. Ch.

The plaintiff's claim is \$. .... for fees for work done [and \$. .... money expended] as a solicitor.

The plaintiff's claim is \$. .... for commission as (*state character as auctioneer, broker, etc.*).

The plaintiff's claim is \$. .... for medical attendance.

The plaintiff's claim is \$. .... for the warehousing of goods.

The plaintiff's claim is \$. .... for the use and occupation of a house.

The plaintiff's claim is \$. .... for work done.

The plaintiff's claim is \$. .... for board and lodging.

The plaintiff's claim is \$. .... for money received by the defendant as agent of the plaintiff.

The plaintiff's claim is \$. .... for a return of money obtained from the plaintiff by fraud.

The plaintiff's claim is \$. .... in respect of money paid by the plaintiff as surety.

The plaintiff's claim is \$. .... upon a policy of insurance upon the life of X.Y., deceased.



The plaintiff's claim is \$..... upon a bond to secure payment of \$1,000 and interest.

The plaintiff's claim is \$..... upon a bill of exchange accepted [or drawn or endorsed] by the defendant.

The plaintiff's claim is \$..... upon a promissory note made [or endorsed] by the defendant.

The plaintiff's claim is \$..... against the defendant *A.B.*, as acceptor, and against the defendant *C.D.* as drawer [or endorser] of a bill of exchange.

The plaintiff's claim is \$..... for calls upon shares.

#### *Claims for Damages and other Relief*

The plaintiff's claim is for damages for breach of a contract to employ the plaintiff as traveller.

The plaintiff's claim is for damages for wrongful dismissal from the defendant's employment as traveller [and \$..... for arrears of wages].

The plaintiff's claim is for damages for the defendant's wrongfully quitting the plaintiff's employment as manager.

The plaintiff's claim is for damages for breach of duty as factor [or, etc.] of the plaintiff [and \$..... for money received as factor, etc.].

The plaintiff's claim is for damages for breach of the terms of a deed of apprenticeship of *X.Y.* to the defendant [or plaintiff].

The plaintiff's claim is for damages for non-compliance with the award of *X.Y.*

The plaintiff's claim is for damages for assault [and false imprisonment, and for malicious prosecution].

The plaintiff's claim is for damages by reason of the defendant's negligence while acting as solicitor of the plaintiff.

The plaintiff's claim is for damages for negligence in the custody of goods [and for wrongfully detaining the same].

The plaintiff's claim is for damages for negligence in the keeping of goods pawned [and for wrongfully detaining the same].

The plaintiff's claim is for damages for negligence in the custody of furniture lent on hire [or a carriage lent], [and for wrongfully, etc.].

The plaintiff's claim is upon a bond conditioned not to carry on the trade of a .....

The plaintiff's claim is for damages for breach of duty in and about the carriage and delivery of machinery by sea.

The plaintiff's claim is for wrongfully depriving plaintiff of goods, household furniture, etc., being, etc.

The plaintiff's claim is for damages for libel. The libel complained of as published (*give date and manner of publication*).

The plaintiff's claim is for damages for slander. The slander complained of was the speaking of the words (*quote them*) on the day of .....

The plaintiff's claim is to recover possession of goods wrongfully distrained, being, etc.

The plaintiff's claim is for damages for improperly distraining.

The plaintiff's claim is for damages for fraudulent misrepresentation on the sale of a horse [or a business, or shares, or, etc.].

The plaintiff's claim is for damages for fraudulent misrepresentation of the credit of *A.B.*

The plaintiff's claim is for a loss under a policy of fire insurance upon house and furniture.

The plaintiff's claim is for damages for breaches of covenants contained in the lease of a farm.

The plaintiff's claim is for damages for injury to the plaintiff from the defendant's negligence as a medical man.

The plaintiff's claim is for damages for injury to the plaintiff by the negligent driving of the defendant or his servants.

The plaintiff's claim is for damages for injury to the plaintiff while a passenger on the defendant's railway by the negligence of the defendant's servants.

The plaintiff's claim is as executor of *A.B.* deceased, for damages for the death of the said *A.B.*, from injuries received while a passenger on the defendant's railway, by the negligence of the defendant's servants.

The plaintiff's claim is for damages for breach of promise of marriage.

The plaintiff's claim is for damages for the seduction of the plaintiff's daughter.

The plaintiff's claim is for damages for breach of contract to accept and pay for goods.

The plaintiff's claim is for damages for breach of warranty of a horse.

The plaintiff's claim is for damages for the infringement of the plaintiff's patent.

The plaintiff's claim is for dower out of Lot No. .... [or, describing the property otherwise with reasonable certainty]. And take notice that the plaintiff claims damages for the detention of her dower from the ..... day of ....., 19....

The plaintiff's claim is to recover possession of a house No. .... in ..... street, in the City of .....; [or of the N.E.  $\frac{1}{4}$  of Lot 2, in the 3rd Concession of the Township of ..... in the County of .....]. And for mesue profits. And for an account of rents or arrears of rent.

*If an injunction is claimed.*

The plaintiff's claim is for an injunction to restrain the defendant from .....

#### *Claims for Equitable Relief*

The plaintiff's claim is as creditor of *X.Y.*, of ..... deceased, to have the [real and] personal estate of the said *X.Y.* administered. The defendant *C.D.*, is sued as the administrator [or executor] of the said *X.Y.* [and the defendants *E.F.* and *G.H.* as his co-heirs-at-law].

The plaintiff's claim is as a legatee under the will, dated the ..... day of ....., 19...., of *X.Y.*, deceased, to have the [real and] personal estate of the said *X.Y.* administered. The defendant *C.D.* is sued as the executor of the said *X.Y.* [and the defendants *E.F.* and *G.H.* as his devisees].

The plaintiff's claim is to have an account taken of the partnership dealings between the plaintiff and defendant [under articles of partnership, dated the ..... day of ....., 19....], and to have the affairs of the partnership wound up.



The plaintiff's claim is to have the trusts of an indenture, dated the.....day of....., 19...., and made between....., carried into execution.

The plaintiff's claim is to have a deed dated the.....day of....., 19...., and made between (*parties*), set aside or rectified.

The plaintiff's claim is for specific performance of an agreement dated the.....day of....., 19...., for the sale by the plaintiff to the defendant of certain [*freehold*] hereditaments at.....

The plaintiff's claim is for alimony; and the plaintiff demands as interim alimony until the trial of the action the monthly [*or weekly*] sum of \$.....to be paid to her on the.....day of each month [*or week*] at.....and the interim costs to which she is entitled by the practice in that behalf.

NOTE: *Where the plaintiff desires to register a certificate of lis pendens, the endorsement on the writ of summons shall contain such short description of the property as may be necessary or proper for that purpose.*

### Claims in Mortgage Actions

(RULES 33 AND 464)

#### (a) *By mortgagee for sale and for immediate payment and possession*

The plaintiff's claim is on a mortgage, dated the.....day of....., 19...., made between.....[*or by deposit of title deeds*], and that the mortgage may be enforced by sale, (*where desired add*, and payment to the plaintiff by the defendant personally of any balance).

*If immediate payment is desired add*, And to recover from you the defendant (*naming the defendant against whom the relief is claimed*) payment of the amount due under a covenant by [*you*] in that behalf contained in said mortgage (*or as the case may be*).

*If immediate possession is desired add*, And to recover immediate possession of the mortgaged premises, .....

And take notice that the plaintiff claims that there is now due for principal money the sum of \$..... (*if so add*, and for taxes [*or premiums of insurance or other matters*] the sum of \$.....) and for interest the sum of \$..... and that you are liable to be charged with these sums, with subsequent interest to be computed at the rate of.....per cent per annum, and the costs in and by the judgment to be drawn up, and that judgment for an immediate sale of your interest in the mortgaged premises may be entered unless you desire an opportunity to redeem the mortgaged premises and before the expiration of the time allowed you for appearance you do file in the office within named and serve a memorandum in writing entitled in this action and signed by yourself or your solicitor to the following effect: "I desire an opportunity to redeem the mortgaged premises", and give an address for service, in which case you will be entitled to four days' notice of the taking of the account of the amount due to the plaintiff and in default of payment of the amount found due within six calendar months from the time of the taking of the account and the drawing up of the judgment your interest in the mortgaged premises may be sold.

The following is a description of the mortgaged premises: (*Set out description sufficient for registration*).

#### (b) *By mortgagee for foreclosure and for immediate payment and possession*

The plaintiff's claim is on a mortgage, dated the.....day of.....made between.....[*or by deposit of title deeds*], and that the mortgage may be enforced by foreclosure.

*If immediate payment is desired add*, And to recover from you the defendant (*naming the defendant against whom the relief is claimed*) payment of the amount due under a covenant by you in that behalf contained in said mortgage (*or as the case may be*).

*If the order for immediate possession is desired add*, And take notice further that the plaintiff claims to be entitled to recover immediate possession of the mortgaged premises.

And take notice that the plaintiff claims that there is now due for principal money the sum of \$..... (*if so, add*, and for taxes [*or premiums of insurance or other matters*] the sum of \$.....) and for the interest the sum of \$..... and that you are liable to be charged with these sums, with subsequent interest to be computed at the rate of.....per cent per annum, and the costs in and by the judgment to be drawn up, and that judgment for immediate foreclosure of your interest in the mortgaged premises may be entered unless you desire an opportunity to redeem the mortgaged premises and before the expiration of the time allowed you for appearance you do file in the office within named and serve a memorandum in writing entitled in this action and signed by yourself or your solicitor to the following effect: "I desire an opportunity to redeem the mortgaged premises", and give an address for service, in which case you will be entitled to four days' notice of the taking of the account of the amount due to the plaintiff and in default of payment of the amount found due within six calendar months from the time of the taking of the account and the drawing up of the judgment your interest in the mortgaged premises may be foreclosed.

If you desire a sale of the mortgaged premises instead of a foreclosure and do not intend to defend the action, you must, within the time allowed for appearance, file in the office within named, a memorandum in writing entitled in this action and signed by yourself, or your solicitor, to the following effect: "I desire a sale of the mortgaged premises in the plaintiff's writ of summons mentioned, or a competent part thereof, instead of a foreclosure", and you must deposit in the Court to the credit of this action the sum of \$80 to meet the expenses of such sale and attach to the said memorandum a certificate of the Accountant of the Supreme Court to the effect that such deposit of \$80 has been made.

The following is a description of the mortgaged premises. (*Set out description sufficient for registration*.)

#### (c) *By Mortgagor for Redemption*

The plaintiff's claim is to have an account taken of what, if anything, is due on a mortgage, dated.....and made between (*parties*), and to redeem the property comprised therein.

#### *Statement of Character of Parties* (*To be introduced into the Endorsement of the Claim*)

The plaintiff's claim is as executor [*or administrator*] of C.D., deceased, for.....

The plaintiff's claim is against the defendant A.B., as executor [*or, etc.*] of C.D., deceased, for.....

The plaintiff's claim is against the defendant A.B., as executor of X.Y., deceased, and against the defendant C.D., in his personal capacity, for.....

The claim of the plaintiff is against the defendant as executrix of C.D., deceased, for.....

The plaintiff's claim is as assignee in insolvency of A.B., for.....

The plaintiff's claim is against the defendant as assignee in insolvency of A.B., for.....

The plaintiff's claim is as [or the plaintiff's claim against the defendant as] trustee under the will of *A.B.*, [or under the settlement upon the marriage of *A.B.* and *X.Y.*, his wife], for.....

The plaintiff's claim is against the defendant as heir-at-law of *A.B.*, deceased, for.....

The plaintiff's claim is against the defendant *C.D.*, as heir-at-law, and against the defendant *E.F.*, as devisee of lands under the will of *A.B.*, deceased, for.....

The plaintiff's claim is as well for Her Majesty the Queen as for himself, for.....

C.R.O. 1950, Reg. 464, Form 4; O. Reg. 7/51, ss. 7, 8, amended.

Form 8

SPECIALLY ENDORSED WRIT  
(RULE 33)

In the Supreme Court of Ontario

Between

*A.B.*

Plaintiff

and

*C.D.* and *E.F.*

Defendants

Name and title of Sovereign

To *C.D.*, of the.....of.....in the ..  
..ol.....

WE COMMAND YOU that within ten days after the service of this writ on you, inclusive of the day of such service, you do cause an appearance to be entered for you in this action AND WITHIN THE SAME TIME THAT YOU DO FILE AN AFFIDAVIT IN THE OFFICE IN WHICH YOUR APPEARANCE IS TO BE ENTERED, SHOWING THE NATURE OF YOUR DEFENCE (if any) TO THE PLAINTIFF'S CLAIM, AND THAT YOU DO FORTHWITH THEREAFTER SERVE A COPY OF SUCH AFFIDAVIT UPON THE PLAINTIFF'S SOLICITOR.

AND TAKE NOTICE that in default of your so doing, the plaintiff may sign judgment for the relief claimed as endorsed on this writ, and execution will at once issue thereon.

IN WITNESS WHEREOF this writ is signed for the Supreme Court of Ontario by.....

Registrar of the said Court at Toronto [or by.....

....., Local Registrar of the said Court

at.....| this .....day of.....

19..

(Seal)

.....  
(signature of officer)

Memorandum to be subscribed on the Writ

N.B. This writ is to be served within twelve calendar months from the date thereof, or if renewed, within twelve calendar months from the date of such renewal, including the day of such date, and not afterwards.

Appearance may be entered at the.....  
office at.....

NOTE: When service is intended to be made out of Ontario, change in accordance with Form 3.

NOTE: An endorsement shall be made upon the writ within three days after service to the following effect:

This writ was served by me on *C.D.*, the defendant [or one of the defendants] on....., the.....

.....day of....., 19...

This memorandum is made this.....

day of....., 19...

.....  
signature

.....  
(address)

The Claim shall be endorsed in accordance with the Forms given below:

Special Endorsement

This writ being specially endorsed, the defendant is warned that, in addition to entering appearance within the time limited, he must within the same time file an affidavit showing the nature of his defence to the plaintiff's claim, and forthwith thereafter serve a copy thereof upon the plaintiff's solicitor, and that in default judgment will be entered and execution issued.

If you pay the amount of the plaintiff's claim within the time limited for appearance, further proceedings will be stayed. If you deem the amount claimed for costs excessive, you may have them taxed.

The plaintiff's claim is for money received by the defendant for the use of the plaintiff. The following are the particulars:

January 2nd, 19...

To amount of rents on No. 5 Smith Street, collected by defendant..... \$300

To deposit on intended sale of Blythe Cottage..... 400

Amount due..... \$700

NOTE: In all cases of special endorsement, the specific claim shall be followed by this clause: "and the plaintiff further claims \$.....for costs".

Alternative Claims

The plaintiff's claim is for the price of goods sold. The following are the particulars:

19...—December 31st—

Balance of account for butcher's meat to this date..... \$142

19...—January 1st to March 31st—

Butcher's meat supplied..... 297

\$439

19...—February 1st—Paid..... 180

Balance due..... \$259

or

The plaintiff's claim is against the defendant *A.B.* as principal, and against the defendant *C.D.* as surety, for the price of goods sold to *A.B.* The following are the particulars:

19...—February 2nd—Guarantee by *C.D.* of the price of woollen goods to be supplied to *A.B.*

February 2nd—To goods.....	\$225
March 3rd—To goods.....	151
March 17th—To goods.....	27
April 5th—To goods.....	65
	<hr/>
	\$468

or

The plaintiff's claim is against the defendant, as maker of a promissory note. The following are the particulars:

Promissory note for \$1,000, dated January 1st,

19..., made by the defendant in favour of the plaintiff, payable four months after date.

Principal.....	\$1,000
Interest.....	142
Notarial charges.....	2
	<hr/>
	\$1,144

or

The plaintiff's claim is against the defendant *A.B.* as acceptor, and against the defendant *C.D.* as drawer of a bill of exchange. The following are the particulars:

Bill of exchange for \$2,000, dated January 1st,

19..., drawn by defendant *C.D.* upon and accepted by defendant *A.B.*, payable three months after date.

Principal.....	\$2,000
Interest.....	17
Notarial charges.....	2
	<hr/>
	\$2,019

or

The plaintiff's claim is for principal and interest due upon a bond. The following are the particulars:

Bond, dated January 1st, 19..., conditioned for payment of \$500 on the 26th day of December, 19...

Principal due.....	\$500
Interest.....	30
	<hr/>
	\$530

or

The plaintiff's claim is for principal and interest due under a covenant. The following are the particulars:

Deed, dated....., covenant to pay \$3,000 and interest.

Principal due.....	\$800
Interest.....	25
	<hr/>
	\$825

or

The plaintiff's claim is to recover possession of a farm and premises called Lot No. 1 in the 5th Con.

of the Twp. of....., in the County of

....., which was let to the defendant by the plaintiff for the term of three years from the 29th

day of Sept., 19..., which term has expired [or as tenant from year to year from the 29th day of Sept.,

19..., which said tenancy was duly determined by

notice to quit on the 29th day of Sept., 19...].

The plaintiff also claims \$.....for mesne profits.

or

The plaintiff's claim is to recover possession of [or for the return of] (a certain stallion named "Disturbance", or as the case may be) unlawfully detained by the defendant, of which the plaintiff is the owner and lawfully entitled to the possession.

or

In mortgage actions, use the forms provided *ante* and add the "warning". C.R.O. 1950, Reg. 464, Form 5.

NOTE: All the following forms are to be preceded by the court and style of cause or title; see rule 192.

### Form 9

#### APPEARANCE

(RULE 46)

Enter an appearance for (giving the names of all persons for whom appearance is to be entered) in this action.

Dated the.....day of....., 19...

(Signed) .....

(address)

If conditional appearance allowed, add: The de-

fendant by order of.....dated the.....

day of....., 19..., is permitted to appear without prejudice to his right to dispute the jurisdiction of the Court in this action, or as the case may be.

In case the defendant wishes to dispute the amount claimed, and to make no other defence, add, The defendant disputes the amount claimed by the plaintiff [or the defendant contends that the amount due to the

plaintiff is \$.....only, or the defendant contends

that the amount due to the plaintiff is \$.....

for principal and \$..... for interest, since the

.....day of....., 19..., and no more], as the case may be.

In action for the possession of land if the defendant limits his defence, add The said defendant limits his defence to part only of the property mentioned in the writ of summons, namely, to etc.

C.R.O. 1950, Reg. 464, Form 6.

### Form 10

#### NOTICE LIMITING DEFENCE

(RULE 55)

The defendant, *C.D.*, limits his defence to part only of the property mentioned in the writ in this action, that is to say, to the northwest quarter of the lot.

Dated the.....day of....., 19...

Solicitor for Defendant

C.R.O. 1950, Reg. 464, Form 7.



## PLEADINGS

NOTE: *The nature of each pleading should be stated at the head thereof, e.g., "Statement of Claim" or "Statement of Defence and Counter-claim of C.D."*

## Form 11

## STATEMENT OF CLAIM

1. *(Set out concisely in convenient paragraphs a statement of the material facts relied upon).*

2. The plaintiff claims *(state the relief claimed).*

3. The plaintiff proposes that this action should be tried at.....

Delivered the ... day of ... 19...

..... by V. F., of .....  
Plaintiff's Solicitor.

NOTE: The date of the writ should be given at the head of the Statement of Claim, thus (Writ issued the ... day of ... 19...)

C.R.O. 1950, Reg. 464, Form 8.

## Form 12

## STATEMENT OF DEFENCE

1. The defendant admits the allegations in the .....and.....paragraphs of the plaintiff's statement of claim.

2. *(Set out concisely in convenient paragraphs a statement of the material facts relied upon).*

Delivered, etc.

C.R.O. 1950, Reg. 464, Form 9.

## Form 13

## REPLY AND JOINDER OF ISSUE

1. *(If desired)* The plaintiff joins issue upon the defendant's statement of defence.

2. *(Where plaintiff does not introduce into his statement of claim, originally or by way of amendment, the allegations necessary by way of reply to the defence, set out concisely in convenient paragraphs the material facts relied upon in reply).*

Delivered, etc.

C.R.O. 1950, Reg. 464, Form 10.

## Form 14

## STATEMENT OF DEFENCE AND COUNTER-CLAIM

1. *(Set out the material facts relied on by way of defence).*

2. By way of counterclaim the defendant says: *(Set out by reference to paragraphs of defence, or, as in the case of a statement of claim, the material facts relied on by way of counterclaim).*

3. The defendant claims *(as in a statement of claim).*

Delivered, etc.

NOTE: *Where a third person as well as the plaintiff is made a party to a counter-claim, add a second style of cause, thus:*

And between C.D., Plaintiff,  
(By counter-claim)  
and

A.B. and E.F., Defendants.  
(By counter-claim)

C.R.O. 1950, Reg. 464, Form 11.

## Form 15

## REPLY AND DEFENCE TO COUNTER-CLAIM

*Where plaintiff does not introduce into his statement of claim, originally or by amendment, the allegations necessary by way of reply to the defence, set out the material facts relied on by way of reply. A joinder of issue on the defence or paragraphs thereof may be added.*

Delivered, etc.

C.R.O. 1950, Reg. 464, Form 12.

## Form 16

## STATED CASE

(RULE 128)

The following case is stated for the opinion of the Court under an order of the Honourable Mr. Justice

.....dated the ... day of ... 19..., made pursuant to Rule.... *[or as the case may be.] (Here state the material facts of the case bearing upon the question of law to be decided.)*

The question *[or questions]* for the opinion of the Court is *[or are]*:

First—Whether, etc.

Second—Whether, etc.

(signatures)

C.R.O. 1950, Reg. 464, Form 13.

## Form 17

## CERTIFICATE OF SERVICE OF FOREIGN PROCESS

(RULE 31)

I, ....., Registrar of the Supreme Court of Ontario, hereby certify that the documents annexed hereto are as follows:

(1) The original letter of request for service of process received from the Court of ..... at ..... in the ..... of ..... the matter of ..... versus ..... and

(2) The process received with such letter of request, and



- (3) The evidence of service upon the person named in such letter of request duly sworn to before and verified by a notary public duly appointed for Ontario under his hand and official seal.

And I certify that such service, so proved, and the proof thereof are such as are required by the law and practice of the Supreme Court of Ontario regulating the service of legal process in Ontario, and the proof thereof.

And I certify that the cost of effecting such service amounts to the sum of \$.....

Dated this.....day of....., 19....

C.R.O. 1950, Reg. 464, Form 14.

### Form 18

#### GENERAL FORM OF AFFIDAVIT

I, *E.F.*, of (*place of residence and description or addition*), make oath and say as follows:

[*or, We, E.F. and G.H.*, of etc., severally make oath and say as follows:]

1. ....

2. ....

3. *If necessary*, And I, the said *E.F.*, for myself say.....etc.

Sworn (*if there be more than one deponent*) by the said (*naming each deponent*) before me at the..... of.....in the County of.....this.....day of....., 19....

A Commissioner, etc.

NOTE: *An Affidavit for use on a motion should by endorsement show on whose behalf it is filed; e.g., "Affidavit of John Smith filed on behalf of the plaintiff."*

C.R.O. 1950, Reg. 464, Form 15.

### Form 19

#### FORM OF JURAT IN THE CASE OF AN ILLITERATE PERSON

Sworn before me at the.....of..... in the County of.....this.....day of.....

....., 19...., the said affidavit having been first read over in my presence to the deponent [*or the deponent E.F.*] who seemed perfectly to understand the same and signed the same [*or made his mark thereto*] in my presence.

A Commissioner, etc.

C.R.O. 1950, Reg. 464, Form 16.

### Form 20

#### AFFIDAVIT OF SERVICE OF WRIT OF SUMMONS

I,....., of.....make oath and say as follows:

1. I did on.....day, the.....day

of....., 19...., personally serve *C.D.*, the above-named defendant in this action with a true copy of the writ of summons [*or notice of the writ of summons*] hereto annexed, by delivering the same to and leaving the same with the said defendant

on the day aforesaid at.....

in the County of.....

2. Upon the said copy so served as aforesaid were endorsed at the time of such service true copies of all the endorsements appearing upon the said original writ of summons [*or notice*] except the endorsement hereinafter mentioned.

3. To effect such service, I necessarily travelled .....miles.

4. Subsequently, namely, upon the.....day of....., 19...., I did endorse upon the said original writ of summons [*or notice*] the day of the month and week of such service.

Sworn, etc.

C.R.O. 1950, Reg. 464, Form 17.

### Form 21

#### NOTICE TO PRODUCE DOCUMENTS

(RULE 347)

Take notice that you are required within ten days from this date to make discovery on oath of the documents which are or have been in your possession or power relating to any matters in question in this action and to produce and deposit the same with the proper officer of this Court for the usual purposes, and that you are also required to serve a copy of the affidavit upon the undersigned forthwith after it has been filed.

Dated this.....day of....., 19....

.....*M.N.*  
Plaintiff's Solicitor

To *L.K.*, *Esq.*,  
Defendant's Solicitor

C.R.O. 1950, Reg. 464, Form 18.

### Form 22

#### AFFIDAVIT AS TO PRODUCTION OF DOCUMENTS

I, the above-named defendant, *C.D.*, make oath and say as follows:

1. I have in my possession or power the documents relating to the matters in question in this action set forth in the first and second parts of the first schedule hereto.

2. I object to produce the said documents set forth in the second part of the said first schedule hereto.

3. (*Here state upon what grounds the objection is made, and verify the facts as far as may be.*)

4. I have had, but have not now, in my possession or power the documents relating to the matters in question in this suit set forth in the second schedule hereto.

5. The last-mentioned documents were last in my possession or power on (*state when*).
6. (*Here state what has become of the last-mentioned documents, and in whose possession they now are.*)
7. According to the best of my knowledge, information and belief, I have not now, and never had in my possession, custody or power, or in the possession, custody or power of my solicitors or agents, or in the possession, custody, or power of any other persons or person on my behalf, any deed, account, book of account, voucher, receipt, letter, memorandum, paper, or writing, or any copy of or extract from any such document, or any other document whatsoever relating to the matters in question in this action or any of them, or wherein any entry has been made relative to such matters, or any of them, other than and except the documents set forth in the said first and second schedules hereto, and the pleadings and other proceedings in the action.

Sworn, etc.

C.R.O. 1950, Reg. 464, Form 19.

### Form 23

#### AFFIDAVIT ON PRODUCTION WHEN MADE BY AN OFFICER OF A CORPORATION

I, ..... of ....., make oath and say as follows:

1. I am the (*here state the name of the office held by the deponent in the service of the company on whose behalf he makes the affidavit*), and as such have knowledge of all documents which are, or have been, in the custody or possession of the said (*company*), relating to the matters in question in this action.

2. I am cognizant of the matters in question in this action.

3. The said defendants have in their possession or power the documents relating to the matters in question in this action set forth in the first and second parts of the first schedule hereto.

4. The said defendants object to produce the said documents set forth in the second part of the said first schedule hereto.

5. (*Here state on what grounds the objection is made, and verify the facts as far as may be.*)

6. The said defendants have had, but have not now, in their possession or power, the documents relating to the matters in question in this action set forth in the second schedule hereto.

7. The last-mentioned documents were last in the possession or power of the said defendants on (*state when*).

8. (*Here state what has become of the last-mentioned documents, and in whose possession they now are.*)

9. According to the best of my knowledge, information and belief, the said defendants have not now, and never had, in their possession, custody, or power, or in the possession, custody, or power of myself, or of any\* of their solicitors or agents, or of any person or persons whomsoever, on their behalf any (*proceed as in Form 22*).

Sworn, etc.

C.R.O. 1950, Reg. 464, Form 20.

### Form 24

#### PRAECIPES

NOTE: *A praecipe for the action of any officer should contain a concise statement of what is desired and, where what is sought is authorized by an order, it should be referred to in the praecipe and should be produced. All particulars, save those appearing in the order, necessary for the officer's action should be given.*

The following are given as examples:

Required in pursuance of order dated ..... to renew the writ of summons in this action.

Dated the ..... day of ..... 19...

(Signed).....

Solicitor for the.....

Required in pursuance of order dated ..... a writ of habeas corpus *ad testificandum* directed to the ..... to bring ..... before.....

Required in pursuance of order [*or Master's certificate*] dated ..... a commission to examine witnesses directed to.....

Required a writ of *feri facias* directed to the sheriff of ..... to levy against ..... the sum of \$..... and interest thereon at the rate of ..... per centum per annum from the ..... day of ..... (and \$..... costs) to.....

Judgment [*or order*] dated the ..... day of ..... 19...

Taxing master's certificate dated the ..... day of ..... 19...

Required a writ of *venditioni exponas* directed to the sheriff of ..... to sell the goods and chattels [*or lands and tenements*] of ..... taken under a writ of *feri facias* in this action tested the ..... day of ..... 19...

Set down this appeal from the order [*or judgment*] of ..... in this action dated the ..... day of ..... 19...

Enter [*or set down*] this action for trial at the sittings at ..... commencing the ..... day of ..... 19...

NOTE: *A praecipe to set down for argument may be endorsed on the notice of motion.*

C.R.O. 1950, Reg. 464, Form 21.

### Form 25

#### THIRD PARTY NOTICE

(RULE 167)

To X.Y. of the ..... of .....

Take notice that this action has been brought by the plaintiff against the defendant [as surety for M.N. upon a bond conditioned for payment of \$2,000 and interest to the plaintiff.

The defendant *C.D.* claims to be entitled to contribution from you to the extent of one-half of any sum which the plaintiff may recover against him, on the ground that you are his co-surety under the said bond, *or*, also surety for the said *M.N.*, in respect of the said matter, under another bond made by you in favour of

the said plaintiff, dated the.....day of....., 19...]

[*or* as acceptor of a bill of exchange for \$500, dated the.....day of....., 19..., drawn by you upon and accepted by the defendant, *C.D.*, and payable three months after date.

The defendant *C.D.* claims to be indemnified by you against liability under the said bill, on the ground that it was accepted for your accommodation].

[*or* to recover damages for a breach of a contract for the sale and delivery to the plaintiff of 1,900 tons of coal.

The defendant *C.D.* claims to be indemnified by you against liability in respect of the said contract, *or* any breach thereof, on the ground that it was made by him on your behalf and as your agent].

And take notice that, if you wish to dispute the plaintiff's claim in this action as against the defendant *C.D.*, *or* your liability to the defendant *C.D.*, you must cause an appearance to be entered for you within ten days after service of this notice.

In default of your so appearing, you will be deemed to admit the validity of any judgment obtained against the defendant *C.D.*, and your own liability to contribute *or* indemnify to the extent herein claimed, which may be summarily enforced against you.

(Signed).....*C.D.*  
[*or* *X.Y.*, Solicitor for the Defendant, *C.D.*]

Issued from the.....office of  
the Supreme Court at....., where  
appearance may be entered.

.....  
(signature of officer)

Date.....

C.R.O. 1950, Reg. 464, Form 22.

### Form 26

#### SUMMONS TO DEFENDANT ADDED BY COUNTER-CLAIM

(RULE 114)

(Court and Cause)

Name and title of the Sovereign

To *X.Y.*, of, etc.

Whereas in this action the defendant has filed a counter-claim against the plaintiff and you, the said *X.Y.*,

We command you that within ten days after service upon you of this summons and of the statement of claim and statement of defence and counter-claim to be served herewith you do cause an appearance to be entered for you and your defence, if any, to the said counter-claim to be delivered, and take notice that in default of you so doing the plaintiff by counter-claim

may proceed thereon without further notice to you and you will be deemed to admit the statements of the said counter-claim and judgment will be given accordingly.

Your appearance may be entered and defence  
filed at.....

Witness, etc.

Issued, etc.

C.R.O. 1950, Reg. 464, Form 23.

### NOTICES

#### Form 27

#### NOTICE OF PAYMENT INTO COURT

Take notice that the defendant.....has  
paid into Court \$..... in satisfaction of the  
plaintiff's claim [*or* the plaintiff's claim for, etc.].

C.R.O. 1950, Reg. 464, Form 24.

#### Form 28

#### ACCEPTANCE OF SUM PAID INTO COURT

Take notice that the plaintiff accepts the sum of  
\$.....paid by the defendant.....into  
Court in satisfaction of the claim in respect of which  
it was paid in.

Dated the.....day of....., 19...

(Signed).....

Solicitor for the.....

To.....

Solicitor for.....

C.R.O. 1950, Reg. 464, Form 25.

#### Form 29

#### CONFESSION OF DEFENCE ARISING PENDING ACTION

(RULE 166)

The plaintiff confesses the defence stated in the  
.....paragraph of the defendant's statement  
of defence [*or*, of the defendant's further statement of  
defence].

C.R.O. 1950, Reg. 464, Form 26.

#### Form 30

#### CONFESSION OF ACTION FOR RECOVERY OF LAND

(RULE 55)

I, the defendant *C.D.*, hereby confess this action  
[*or*, confess this action as to part of the land claimed,  
namely: *describe the part*].

C.R.O. 1950, Reg. 464, Form 27.

**Form 31**

## NOTICE OF DISCONTINUANCE

(RULE 320)

Take notice that the plaintiff hereby wholly discontinues this action [*or*, withdraws so much of his claim in this action as relates to, etc.].

[*If not against the defendants, add: as against the defendant C.D.*]

C.R.O. 1950, Reg. 464, Form 28.

**Form 32**NOTICE TO PRODUCE DOCUMENTS  
REFERRED TO IN PLEADINGS

(RULE 350 (1))

Take notice that the plaintiff [*or* defendant] requires you to produce for his inspection the following documents referred to in your [statement of claim or defence

or affidavit sworn on the.....day of.....,

19..].

C.R.O. 1950, Reg. 464, Form 29.

**Form 33**

## NOTICE TO INSPECT DOCUMENTS

(RULE 350 (2))

Take notice that you may inspect the documents mentioned in your notice of the.....day of

....., 19..., [*except the deed numbered*

.....*in that notice*] at my office, on.....day

next the.....instant, between the hours of 12 noon and 4 p.m.

*Or*, that the plaintiff [*or* defendant] objects to giving you inspection of the documents mentioned in

your notice of the.....day of.....,

19..., on the ground (*state the ground*):

C.R.O. 1950, Reg. 464, Form 30.

**Form 34**

## JURY NOTICE

(The Judicature Act, s. 58)

"The plaintiff [*or* the defendant] requires that the issues in this cause be tried [*or* the damages in this cause be assessed] by a jury."

C.R.O. 1950, Reg. 464, Form 31.

**Form 35**

## NOTICE OF TRIAL (GENERAL)

(RULE 249)

Take notice that this action [*or* the issues in this action ordered to be tried] has been [*or* have been] set down for trial [*or* for assessment of damages] at the

sittings at.....commencing on the.....

day of....., 19....

O. Reg. 118/56, s. 12, Form 32.

**Form 36**SPECIAL NOTICE OF TRIAL FOR  
MATRIMONIAL CAUSES TO BE TRIED  
ELSEWHERE THAN AT TORONTO

(RULE 791 (1))

Take notice that in default of appearance this action will be set down for trial at the sittings of this

Court at.....commencing on the

..... day of....., 19....

C.R.O. 1950, Reg. 464, Form 32A.

**Form 37**NOTICE OF TRIAL—TORONTO NON-JURY  
SITTINGS

(RULE 249)

Take notice that this action [*or* the issues in this action ordered to be tried] was set down on the.....

day of....., 19..., for trial at the Toronto non-jury sittings.

O. Reg. 118/56, r. 13, Form 33.

**Form 38**SPECIAL NOTICE OF TRIAL FOR  
MATRIMONIAL CAUSES—  
TORONTO NON-JURY SITTINGS

(RULE 791 (2))

Take notice that in default of appearance this action will be set down for trial at the Toronto non-jury sittings within sixty days from such default.

C.R.O. 1950, Reg. 464, Form 33A.

**Form 39**

## NOTICE OF MOTION TO COURT

(RULE 125)

Take notice that the Court will be moved on behalf of the.....at Osgoode Hall, Toronto,

(*or as may be*) on.....day the.....

day of....., 19..., at.....o'clock in the forenoon, or so soon thereafter as counsel can be heard, for an order that (*state the objects of the intended application*) or for such other order as seems just. (*In cases where it is necessary to set out the grounds of the motion, add, upon the following grounds, stating them concisely*).

And take notice that in support of such motion will be read (*state the affidavits or other evidence to be used*).

Dated the..... day of....., 19....

Signed).....

Solicitor for the.....

To.....

Solicitor for.....

C.R.O. 1950, Reg. 464, Form 34.



**Form 40****NOTICE OF MOTION IN CHAMBERS**

(RULE 215)

Take notice that an application will be made on behalf of.....before the presiding Judge in Chambers [or the Master, or as the case may be] at Osgoode Hall, in the City of Toronto [or as the case may be] on.....day, the.....day of....., 19... at.....o'clock in the.....noon, or so soon thereafter as the motion can be heard, for an order for.....(*state object of applications*).

And take notice, etc. (as in Form 39).

C.R.O. 1950, Reg. 464, Form 35.

**Form 41****NOTICE TO PRODUCE AT THE TRIAL**

Take notice that you are hereby required to produce and show to the court on the trial of this action all books, papers, letters, copies of letters, and other writings and documents in your custody, possession or power, containing any entry, memorandum or minute relating to the matters in question in this action, and particularly the following: (*set out a list of documents with dates and descriptions thereof*).

Dated, etc.

.....  
(signature)

To.....

C.R.O. 1950, Reg. 464, Form 36.

**Form 42****NOTICE TO ADMIT DOCUMENTS**(*The Evidence Act, s. 53*)

Take notice that the plaintiff [or defendant] in this cause proposes to adduce in evidence the several documents hereunder specified, and that the same may be inspected by the defendant [or plaintiff], his solicitor

or agent at....., on....., between

the hours of.....and the defendant [or plaintiff] is hereby required, within four days from the said day, to admit that such of the said documents as are specified to be originals were respectively written, signed, or executed, as they purport respectively to have been; that such as are specified as copies are true copies, and such documents as are stated to have been served, sent, or delivered, were so served, sent, or delivered respectively; saving all just exceptions to the admissibility of all such documents as evidence in this cause.

Dated, etc.

.....  
(signature)(*Specify documents*)

C.R.O. 1950, Reg. 464, Form 37.

**Form 43****ENDORSEMENT ON OFFICE COPY OF JUDGMENT OR ORDER OF REFERENCE WHEN PARTIES ADDED**

(RULES 87 AND 407)

To (*the person upon whom service is to be made*)

Take notice, FIRST, that from the time of service of this notice you will be bound by the proceedings in this cause in the same manner as if you had originally been made a party, unless you, within ten days after the service hereof, apply to the Court to add to, vary or set aside the within judgment. And SECOND, that you may, upon service of notice upon the plaintiff, attend the proceedings under the within judgment.

C.R.O. 1950, Reg. 464, Form 38.

**Form 44****ENDORSEMENT ON THE COPY SERVED OF AN ORDER ADDING A PARTY**

(RULE 407)

To (*the person upon whom service has been directed*)

If you wish to apply to discharge the within order or to add to, vary, or set aside the judgment in this cause, you must do so within ten days from the service hereof. (*When the order fixes a time for the further proceedings, add: And if you fail to move to discharge the said order or to add to, vary, or set aside the judgment, and fail to attend at the time and place appointed by said order, either in person or by your solicitor, such order will be made and proceedings taken, in your absence, as seem just and expedient; and without any further notice you will be bound by the judgment, and the further proceedings in the cause, in the same manner as if you had been originally made a party.*)

C.R.O. 1950, Reg. 464, Form 39.

**Form 45****ENDORSEMENT ON COPY SERVED OF AN ORDER ADDING A PARTY**

(RULE 496 (2) )

To (*the person upon whom service has been directed*)

If you wish to apply to discharge the within order or to add to, vary or set aside the judgment in this action you must do so within ten days from the service hereof. If you desire an opportunity to redeem the mortgaged premises, you are required to appear at the time and place mentioned in the Notice to Original Defendants, either in person or by your solicitor, and to file a memorandum in writing entitled in this action and signed by yourself or your solicitor to the following effect: "I desire an opportunity to redeem the property in question herein", and give an address for service.

If you fail to move to discharge the said order or to add to, vary or set aside the judgment or to appear and file a notice desiring an opportunity to redeem, you will be bound by the judgment and the further proceedings in this action, in the same manner as if you had been originally made a party and will be deemed to submit to an immediate foreclosure [or immediate sale, as the case may be] and will receive no further notice.

C.R.O. 1950, Reg. 464, Form 39A.

**Form 46****NOTICE TO ENCUMBRANCERS**

(RULE 476)

*(The style of cause shall include the parties added)*

Whereas an action has been instituted by the above-named plaintiff for the foreclosure [or sale] of [or enforcement of a lien on] certain lands (*insert description of lands*) and I have been directed by the judgment made in this cause, and dated the.....

day of....., 19...., to inquire whether any person, other than the plaintiff, has any charge or lien or encumbrance upon the said estate. And whereas it has been made to appear before me that you have each some lien, charge or encumbrance upon the said estate, and I have therefore caused you to be made party.....to this action, and have appointed .....the.....day of....., 19...., at.....o'clock in the.....noon, for you to appear before me, at my chambers at....., either in person or by your solicitor, to prove your claims.

Now you are hereby required to take notice: First, that if you wish to apply to discharge my order making you a party, or to add to, vary or set aside the judgment, you must do so within ten days after the service hereof; and, if you fail to do so, you will be bound by the judgment and the further proceedings in this action as if you were originally made a party to the action. Second, that if you fail to attend at the time and place appointed, you will be treated as disclaiming all interest in the land in question, and it will be dealt with as if you had no claim thereon, and your claim will be in fact foreclosed.

Dated, etc.

.....  
Master

To.....

C.R.O. 1950, Reg. 464, Form 40.

**Form 47****NOTICES TO PARTIES BY WRIT HAVING ENCUMBRANCES**

(RULE 478)

*(The style of cause shall include the parties added)*

Having been directed by the judgment in this action to inquire whether any person, other than the plaintiff, has any lien, charge or encumbrance upon the lands in question in this action subsequent to the plaintiff's claim, and to take an account of the amount due to the plaintiff and any such person, and it having been made to appear that you may have some lien, charge or encumbrance thereon, you are hereby notified that I have appointed.....day, the ..... day of....., 19...., at my chambers in the court house at.....at

.....o'clock in the.....noon to proceed with the said inquiry and to determine the amount of the claim of the plaintiff, and of such encumbrancers as may come in and prove their claims before me.

If you fail to attend upon such appointment and to prove your claim, the reference may proceed in your absence, and you will receive no further notice of the proceedings in this action, and you will be treated as

disclaiming any lien, charge or encumbrance upon the said lands, and will stand foreclosed from any such claim.

Dated, etc.

.....  
Master

To.....

C.R.O. 1950, Reg. 464, Form 41.

**Form 48****NOTICE TO ALL ORIGINAL DEFENDANTS**

(RULE 478)

*(The style of cause shall include the parties added)*

Having been directed by the judgment in this action to inquire whether any person other than the plaintiff has any lien, charge or encumbrance upon the lands in question in this action subject to the plaintiff's claim thereon, you are hereby notified that it has been made to appear to me that the persons named in the schedule hereto may have some lien, charge or encumbrance thereon, and I have, therefore, caused such of them as are not already parties thereto to be added as

parties in my office, and have appointed.....day,

the.....day of....., 19....at my

chambers in the court house at.....at

.....o'clock in the.....noon to inquire and determine whether the said parties have any such lien, charge or encumbrance, and to fix and ascertain the amount thereof, and the amount of the plaintiff's claim upon his security.

If you do not then and there attend, the reference will be proceeded with in your absence, and you will receive no further notice of the proceedings in this action.

Dated, etc.

.....  
Master

To.....

**SCHEDULE OF ENCUMBRANCERS**

E.g.

	Nature of Claim
A.B.	Mortgage dated.
C.D.	Execution.
E.F.	Mechanic's Lien.

C.R.O. 1950, Reg. 464, Form 42.

**Form 49****ADVERTISEMENT FOR CREDITORS**

(RULE 415)

*(Court and cause not necessary)*

TO THE CREDITORS OF A.B.

Pursuant to a judgment [or an order] in an action in the Supreme Court of Ontario of A. against B., the creditors of....., late of.....in the.... of....., who died in or about the month

of.....19..., are, on or before the.....  
day of.....19..., to send by post, prepaid,  
to....., of....., the solicitor for the de-  
fendant....., the executor [or administrator] of  
the deceased [or as may be directed] their given names  
and surnames, addresses and descriptions, the full  
particulars of their claims, a statement of their securi-  
ties, and the nature of the securities, if any, held by  
them; or in default thereof, they will be peremptorily  
excluded from the benefit of the said judgment [or  
order] (*And where necessary add: Every creditor holding  
any security is to produce the same before me, at my  
chambers, at.....on the.....*  
day of....., 19..., at.....o'clock  
in the.....noon, being the time appointed for  
adjudication on the claims).

Dated, etc.

.....  
Master

C.R.O. 1950, Reg. 464, Form 43.

### Form 50

#### NOTICE TO CREDITORS TO PRODUCE VOUCHERS AND DOCUMENTS

(RULE 416)

You are hereby required to produce, in support  
of the claim sent in by you, against the estate of.....,  
deceased (*describe any document required*) before me  
at my chambers, at, etc., on the.....day of  
....., 19..., at.....o'clock in the  
.....noon.

C.R.O. 1950, Reg. 464, Form 44.

### Form 51

#### NOTICE TO CREDITOR TO PROVE HIS CLAIM

(RULE 416)

You are hereby required to prove the claim sent  
in by you against the estate of....., deceased. You  
are to file such affidavit as you may be advised in  
support of your claim and give notice thereof to the  
Master [*or as the case may be*] on or before the.....  
day of....., 19..., and attend personally,  
or by your solicitor, at his chambers, on the.....  
day of....., 19..., at.....o'clock  
in the.....noon, being the time appointed for  
adjudicating on the claim.

C.R.O. 1950, Reg. 464, Form 45.

### Form 52

#### NOTICE TO CREDITOR THAT CLAIM ALLOWED

The claim sent in by you against the estate of  
....., deceased, has been admitted at the sum of  
\$..... [with interest thereon at.....per  
cent per annum, from the.....day of  
....., 19..., and \$..... for costs,  
*or as the case may be*].

*If part only admitted, add: If you claim to have a  
larger sum allowed, you are hereby required to prove  
such further claim, and you are to file (etc., as in Form  
54).*

C.R.O. 1950, Reg. 464, Form 46.

### Form 53

#### NOTICE THAT CHEQUES MAY BE RECEIVED

(RULE 439)

The cheques for the amounts directed to be paid to  
the creditors of....., deceased, by an order made  
in this action [or matter] dated the.....day of  
....., 19..., may be obtained at the  
Accountant's Office in Osgoode Hall, Toronto, on and  
after the.....day of....., 19...

C.R.O. 1950, Reg. 464, Form 47.

### Form 54

#### REPORTS, ETC., BY MASTERS, ETC.

##### FORM OF REPORT IN ADMINISTRATION SUIT

Date.....

Pursuant to the judgment herein made, dated the  
.....day of....., 19..., having caused  
an office copy thereof to be served upon (*state the  
names of persons served, and also the names of those upon  
whom the service has been dispensed with, and the reason  
for dispensing with service*), I proceeded to dispose of  
the matters referred to me, and thereupon was attended  
by the solicitors for all parties interested [*or as the  
case may be*], and I find as follows:

1. The personal estate not specifically bequeathed  
of the testator come to the hands of the executors, and  
wherewith they are chargeable, amounts to the sum  
of \$....., and they have paid, or are entitled  
to be allowed thereout, the sum of \$.....,  
leaving a balance due from [*or to*] them of \$.....  
on that account.

[*If no personal estate, say: No personal estate has  
come to the hands of the executors, nor are they  
chargeable with any.*]

2. The creditors' claims sent in pursuant to my  
advertisement in that behalf and which have been  
allowed are set forth in the first schedule hereto and  
amount altogether to \$.....

[*If no creditors, say: No creditor has sent in a claim  
pursuant to my advertisement in that behalf  
nor has any such claim been proved before me.*]

3. The funeral expenses of the testator amounting  
to \$.....have been paid by the executors and  
are allowed to them in the account of personal estate.

4. The legacies given by the testator are set forth  
in the second schedule hereto, and with the interest  
therein mentioned, remain due to the persons named  
[*or as the case may be*].







when.....of.....was declared the highest bidder for and became the purchaser of the said lands at the price or sum of \$....., payable as follows (*set out shortly the conditions of sale as to payment of the purchase money*).

All which having been proved to my satisfaction by proper and sufficient evidence, I certify.

**SUBPOENAS, ETC., FOR EXAMINATION  
OF WITNESSES, ETC.**

(See general note at head of forms)

C.R.O. 1950, Reg. 464, Form 50.

**Form 57**

**SUBPOENA DUCES TECUM (GENERAL FORM)**

(RULE 272)

*Name and title of Sovereign*

To....., greeting:

We command you to attend before.....at  
.....on.....day the.....day of  
....., 19..., at the hour of.....in the  
.....noon, and so from day to day [until the  
above cause is tried, *or as may be*] to give evidence  
[*or for examination for discovery or as may be*] on  
behalf of the.....and also to bring with  
you and produce at the time and place aforesaid  
(*specifying documents to be produced*).

In witness whereof this subpoena is signed for the  
Supreme Court of Ontario by....., Registrar  
of the said Court at Toronto [*or by*.....,  
Local Registrar of the said Court at.....]  
this.....day of....., 19 ...  
(Seal)

.....  
(signature of officer)

C.R.O. 1950, Reg. 464, Form 51.

**Form 58**

**SUBPOENA (AT TRIAL)**

(RULE 272)

*Name and title of Sovereign*

To....., greeting:

We command you to attend at the sittings of the  
Supreme Court of Ontario in and for the county of  
....., to be holden at.....on  
.....day the.....day of.....  
19..., at the hour of.....in the.....noon  
and so from day to day during the said sittings until  
the above cause is tried, to give evidence on behalf  
of the....., and also bring with you and  
produce at the time and place aforesaid (*here specify  
documents to be produced*).

In witness whereof this subpoena is signed for the  
Supreme Court of Ontario by....., Registrar  
of the said Court at Toronto [*or by*.....,  
Local Registrar of the said Court at.....]  
this.....day of....., 19...  
(Seal)

.....  
(signature of officer)

C.R.O. 1950, Reg. 464, Form 52.

**Form 59**

**HABEAS CORPUS AD TESTIFICANDUM**

(RULE 232)

*Name and title of Sovereign*

To the keeper of our prison at.....

We command you that you bring....., who  
it is said is detained in our prison under your custody,  
before.....at.....on.....  
day the.....day of....., 19... at the hour  
of.....in the.....noon, and so from  
day to day until the above action is tried, to give  
evidence on behalf of the..... And that  
immediately after the said.....has so  
given his evidence you safely conduct him to the  
prison from which he has been brought.

In witness whereof this writ is signed for the  
Supreme Court of Ontario by....., Registrar  
of the said Court at Toronto [*or by*.....,  
Local Registrar of the said Court at.....]  
this.....day of....., 19...  
(Seal)

.....  
(signature of officer)

C.R.O. 1950, Reg. 464, Form 53.

**Form 60**

**WARRANT FOR ARREST OF A DEFAULTING  
WITNESS**

(RULE 275)

Province of Ontario

County of.....

To *E.F.*, Sheriff, etc.

Whereas proof has been made before me that *H.N.*  
was duly subpoenaed to give evidence on behalf of the  
plaintiff (*or as the case may be*), in this cause at the  
sittings of (*as the case may be*) at Toronto (*or as the  
case may be*) which commenced on the.....

day of....., 19...; that the presence of the  
said *H.N.* is material to the ends of justice; and that  
the said *H.N.* has failed to attend in accordance with  
the requirements of the subpoena.

These are therefor to command you to take the said *H.N.* and to bring and have him before me at the said sittings, or before such other Judge as may be presiding thereat, there to testify what he may know concerning the matters in question in the said cause, and that you detain him in your custody until he has given his evidence, or until the said sittings have ended, or until other order is made by the Court concerning him.

Given under my hand, this.....day of

19 .. at .....

C.R.O. 1950, Reg. 464, Form 54.

### Form 61

## COMMISSION TO EXAMINE WITNESSES

(RULE 276)

(Court and Cause)

Name and title of Sovereign

To ....., greeting:

Know ye that We, in confidence of your prudence and fidelity, have appointed you a Commissioner for the purpose of taking evidence in the above cause now pending in Our said Court; and We do hereby give you full power and authority to administer all necessary oaths and to do all things necessary for the taking of the evidence more particularly mentioned in the order for the issue of this Commission, a copy whereof is hereunto attached. Forthwith after taking such evidence you will return the same, together with these presents. In the execution of this Commission, you will have due regard to the general rules of practice relating to Commissions, hereunto appended, and the terms of the order hereto attached and the instructions hereunder written.

Witness the Honourable ..... Chief Justice of Our said Court at Toronto this .....

19 ..

(signature of officer)

Issued from the.....office of the Supreme Court of Ontario, at..... in the County of.....under and pursuant to the order of.....bearing date the .....day of....., 19....

(signature of officer)

### INSTRUCTIONS TO COMMISSIONER

(1) See that proper notice is given to the parties concerned.

(2) Follow strictly all the requirements of the general rules and special order attached hereto.

(3) Before acting on this commission, take the commissioner's oath hereon endorsed.

(4) After the commission has been executed, attach the depositions, exhibits and all other papers to the commission, and complete and sign the "Commissioner's Return" endorsed hereon.

(5) Securely enclose the commission and attached papers, and mail them in a sealed envelope to.....

.....by registered mail. Endorse the envelope as follows: "Commission in

..... 75. ....

(signature of commissioner)"

(6) USE THE FOLLOWING FORMS OF OATH:

### Clerk's Oath

You will truly, faithfully, and without partiality to any or either of the parties in this cause, take, write down, transcribe, and engross all and every the questions that will be exhibited or put to all and every witness and witnesses, and also the depositions of all and every such witness and witnesses produced before and examined by the said commissioners named in the commission within written, as far forth as you are directed and employed by the commission to take, write down, transcribe or engross the said questions and depositions. So help you God.

### Witnesses' Oath

You are true answer to make to all such questions as will be asked you, without favour or affection to either party, and therein you will speak the truth, the whole truth, and nothing but the truth. So help you God.

### Interpreter's Oath

You will truly and faithfully, and without partiality to any or either of the parties in this cause, and to the best of your ability, interpret and translate the oath or oaths, affirmation or affirmations that will be administered to, and all and every the questions that will be exhibited or put to all and every witness and witnesses produced before and examined by the commissioners named in the commission within written, as far forth as you are directed and employed by the said commissioners, to interpret and translate the same out of the English into the language of such witness or witnesses, and also in like manner to interpret and translate the respective depositions taken and made to such questions out of the language of such witness or witnesses into the English language. So help you God.

(7) Notice of the execution of this commission is to be given to .....

representing the plaintiff and to.....

.....representing the defendant.

(signature of officer issuing commission)

### GENERAL RULES

(Copy rules 279 to 289, inclusive)

NOTE: The commissioner's oath may be taken:

1. Before a person who holds a commission as an officer in the Canadian Forces and is on full-time service, who shall show his rank and unit below his signature.

2.—(1) Before,

(a) a judge;

(b) a magistrate;

(c) an officer of a court of justice;

- (d) a commissioner for taking affidavits or other competent authority of the like nature;
- (e) a notary public;
- (f) the head of a city, town, village, township or other municipality;
- (g) an officer of any of Her Majesty's diplomatic or consular services, including an ambassador, envoy, minister, charge d'affaires, counsellor, secretary, attache, consul-general, consul, vice-consul, pro-consul, consular agent, acting consul-general, acting consul, acting vice-consul and acting consular agent;
- (h) an officer of the Canadian diplomatic, consular or representative services, including, in addition to the diplomatic and consular officers mentioned in clause g, a high commissioner, permanent delegate, acting high commissioner, acting permanent delegate, counsellor and secretary; or
- (i) a Canadian Government Trade Commissioner or an Assistant Canadian Government Trade Commissioner,

exercising his functions or having jurisdiction or authority as such in the place in which the oath is taken.

(2) Before a notary public for Ontario or before a commissioner for taking affidavits in Ontario.

If the oath is taken by a person mentioned in subsection 1 or 2, he shall show his office below his signature, and,

- (a) in the case of a notary public, shall impress thereon or attach thereto his official seal;
- (b) in the case of a person mentioned in clause f, shall impress thereon or attach thereto the seal of the municipality;
- (c) in the case of a person mentioned in clause g, h or i, shall impress thereon or attach thereto his seal or the seal or stamp of his office or of the office to which he is attached.

#### THE COMMISSIONER'S OATH

I, ....., the commissioner within named, do hereby swear that I will, according to the best of my skill and knowledge, truly and faithfully and without partiality to any or either of the parties in this case, take the evidence of each and every witness produced and examined by virtue of this commission, and will cause the said depositions so taken to be truly and faithfully transcribed and returned. So help me God.

(signature of the commissioner)

Sworn before me at ....., this ..... day of ....., 19....

(signature and office of person before whom oath taken)

#### RETURN TO THE WITHIN COMMISSION

The return to the within commission appears by the depositions and papers thereunto annexed; and I, the undersigned commissioner, do hereby certify that the proper oaths were administered by me to the clerk taking down and transcribing the said evidence, and to the witnesses whose depositions are hereunto attached (and to any interpreter called upon by me to interpret the evidence of any of the said witnesses),

and that the said depositions were duly and properly taken by me, and that the evidence was duly and correctly transcribed.

(signature of commissioner)

C.R.O. 1950, Reg. 464, Form 55; O. Reg. 112/55, s. 7.

#### ORDERS

NOTE: In all orders, except decretal orders and vesting orders, the shortened style of cause is sufficient, e.g., Between John Jones and others, Plaintiffs, Aaron Smith and others, Defendants (Rule 192).

#### Form 62

#### PRAECIPE ORDER FOR SECURITY FOR COSTS

(RULE 375)

Upon application of the defendant, C.D., and it appearing by the endorsement of [the copy of the writ of summons] served on said defendant that the said

plaintiff resides at ..... out of the jurisdiction of this Court:

1. It is ordered that the plaintiff do within four weeks from the service of this order, give security on his behalf in the penal sum of \$400 to answer the defendant's costs of this action, and that all proceedings be in the meantime stayed.

2. And it is further ordered that in default of such security being given by the plaintiff this action be as against such defendant dismissed with costs, unless the court or judge upon special application for that purpose otherwise orders.

C.R.O. 1950, Reg. 464, Form 56.

#### Form 63

#### PRAECIPE ORDER TO CONTINUE PROCEEDINGS

(RULE 300)

Upon the application of ....., alleging that since the ..... in this action, and about the ..... day of ....., 19..., the above-named ..... departed this life, having (*recite facts showing who are the legal representatives*), who ..... now the legal representative ..... of the said ....., and further alleging that it is desirable or necessary that this action should be continued at the suit of ..... as part ..... plaintiff thereto against ..... as part ..... defendant thereto:

It is therefore ordered that this cause may be continued at the suit of ..... as part .....

plaintiff thereto against ..... as part ..... defendant thereto (by order to proceed) and that the same and all proceedings therein do stand in the same plight and condition as they were in at the time of the ..... as aforesaid.

C.R.O. 1950, Reg. 464, Form 57.

Form 64

NOTICE TO BE ENDORSED  
UPON SUCH ORDER

(RULE 301)

Take notice that if you desire to discharge this order you must apply to the court for that purpose within ten days after the service of this order upon you. *When this order is served upon a new party added by the order, add:* The proceedings in this action are being carried on in the Registrar's Office at Osgoode Hall, Toronto [or as the case may be] and (here shortly state the present position of the action).

C.R.O. 1950, Reg. 464, Form 58.

Form 65

PRAECIPE ORDER TO TAX A  
SOLICITOR'S BILL DELIVERED  
(ON CLIENT'S APPLICATION)

(The Solicitors Act, s. 32)

In the Supreme Court of Ontario

(Date)

In the matter of ....., gentleman, one of the solicitors of the Supreme Court of Ontario.

Upon the application of ....., and the applicant submitting to pay what, if anything, shall be found due to the said solicitor upon taxation of the bill hereinafter mentioned:

It is ordered that the bill of fees, charges and disbursements delivered to the applicant by the said solicitor be referred to ..... to be taxed.

C.R.O. 1950, Reg. 464, Form 59.

Form 66

THE SAME (ON SOLICITOR'S APPLICATION)

(Tille, date, etc., as in Form 65)

Upon the application of the above-named solicitor:

It is ordered that the bill of fees, charges and disbursements delivered by the said solicitor to ..... be referred to ..... to be taxed.

There shall be below the signature of the officer the following notice:

*"Warning to the Client—*The taxing officer will certify what, if anything, is due by you to the solicitor and, upon confirmation of his report, payment may be be enforced by execution."

C.R.O. 1950, Reg. 464, Form 60.

Form 67

PRAECIPE ORDER FOR DELIVERY AND  
TAXATION OF A SOLICITOR'S BILL OF COSTS

(Tille, date, etc., as in Form 65)

Upon the application of ....., and the applicant hereby submitting to pay what, if anything, shall be found due to the said solicitor upon the taxation of the bill hereinafter mentioned:

It is ordered that the said solicitor do, within fourteen days from the service of this order, deliver to the applicant a bill of fees, charges and disbursements and that the same, when delivered, be referred to

.....to be taxed.

C.R.O. 1950, Reg. 464, Form 61.

Form 68

COURT ORDER, GENERAL FORM

(RULE 517, et seq.)

In the Supreme Court of Ontario

The Honourable The Chief Justice of the High Court [or as the case may be]	.....day, the.....day of ....., 19..... Between A.B., etc., Plaintiffs and C.D., etc., Defendants
---	---

Upon motion made this day unto this Court on behalf of the ..... and upon hearing read

..... and upon hearing counsel for .....  
(where necessary, add: no one appearing for.....  
though duly served with notice as by affidavit of  
..... appears).

1. This Court doth order .....
2. And this Court doth further order .....

.....  
(signature of officer)

C.R.O. 1950, Reg. 464, Form 62.

Form 69

ORDER IN CHAMBERS, GENERAL FORM

(RULE 517 et seq.)

In the Supreme Court of Ontario

(Name of the Judge or officer thus) The Honourable Mr. Justice .... In Chambers .... or The Master [as the case may be]	.....day, the.....day of ....., 19..... Between A.B., Plaintiff —and— C.D., Defendant
---	---

Upon the application of .....

and upon reading the affidavit of .....,  
filed, and upon hearing the solicitor (or counsel) for

.....  
(where any recital is necessary, add: and it appearing  
that, etc.):

1. It is order that .....
2. And it is further ordered that the costs of this  
application be .....

C.R.O. 1950, Reg. 464, Form 63.



**Form 70**  
**ORDER FOR SERVICE**  
**OUT OF THE JURISDICTION**

(RULE 25 *et seq.*)

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor (*or* counsel) for the plaintiff

1. It is ordered that the plaintiff ..... be at liberty to issue a writ for service out of the jurisdiction on the defendant ..... who is at (*give definite address*), [or may probably be found within ..... (*indicating as precisely as possible the area, district or country*)].

2. And it is further ordered that service of the said writ of summons (*and when necessary, add: and of the Statement of Claim to be served therewith*) and of this order upon the defendant .....

at [*or, within* ..... (*as the known circumstances may best demand*)] shall be good and sufficient service of the said writ (*and when necessary*) and Statement of Claim] upon the said defendant.

3. And it is further ordered that the time for appearance to the said writ be within ..... days after the service thereof (*and when necessary, add: and that the Statement of Defence be delivered within ten days after the time limited for appearance*).

C.R.O. 1950, Reg. 464, Form 64.

**Form 71**  
**ORDER FOR PARTICULARS**  
(RULE 140)

Upon the application of ....., and upon reading the affidavit of ....., and upon hearing the solicitor [*or* counsel] for .....

1. It is ordered that the plaintiff [*or* defendant] deliver to the defendant [*or* plaintiff] an account in writing of the particulars of the plaintiff's claim in this action [*or* particulars of the ..... paragraph of the statement of claim *or* defence, stating in what *as may be ordered*], and that unless such particulars be delivered within ..... days from the date of this order, all further proceedings be stayed until the delivery thereof [*or* as may be ordered].

2. And it is further ordered that the costs of this application be .....

C.R.O. 1950, Reg. 464, Form 65.

**Form 72**  
**ORDER TO DISMISS FOR WANT**  
**OF PROSECUTION**

(RULE 322 *et seq.*)

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [*or* counsel] for .....

It is ordered that this action be and the same is hereby dismissed for want of prosecution with costs, including the costs of this application, to be paid to the defendant by the plaintiff forthwith after taxation.

C.R.O. 1950, Reg. 464, Form 66.

**Form 73**  
**STOP ORDER**  
(RULE 730)

Upon the application of ..... and upon reading the affidavit of ....., filed, and upon hearing the solicitor for (*the applicant*) and the applicant by his solicitor submitting to be bound by any order the Court may make as to costs or damages occasioned by this order:

It is ordered that any costs or moneys now standing or hereafter to be paid into Court to the credit of this cause [*or* matter] to which the (*naming the party*) is entitled or which may be directed to be paid to him and any interest to accrue due thereon be not paid out or otherwise dealt with or disposed of without notice to the said (*applicant*).

C.R.O. 1950, Reg. 464, Form 67.

**Form 74**  
**ORDER FOR COMMISSION**  
**TO EXAMINE WITNESSES**

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [*or* counsel] for .....

1. It is ordered that a commission may issue out of this Court directed to ..... for the examination *viva voce* of ..... witnesses on behalf of the said ..... at .....

2. And it is further ordered that within ..... days after service of this order the ..... do serve a notice giving ..... the name and place of business of ..... agent in ..... aforesaid, upon whom notice of the said examination may be served.

3. And it is further ordered that ..... days prior to the sending out of the said commission, the solicitor of the said ..... shall give to the solicitor of the said ..... notice in writing of the mail or other conveyance by which the commission is to be sent out.

4. And it is further ordered that, upon the execution of the said commission, the said commission and the depositions of the witnesses be, without delay after the said commission has been executed, transmitted to the office of the ..... of the ..... Court at .....

*In undefended Matrimonial Causes, in place of paragraphs 2 and 3 above, insert the following:*

And it is further ordered that each of the defendants be served with a notice of the time and place of the said examination not less than ..... days before the time fixed therefor.

C.R.O. 1950, Reg. 464, Form 68; O. Reg. 7/51, s. 9.

#### Form 75

##### ORDER OF REFERENCE

(*The Judicature Act, s. 68 et seq.*)

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [or counsel] for .....

1. It is ordered that the following questions arising in this action, namely, ..... be referred for inquiry and report to .....

2. And it is further ordered that the costs of this application be .....

C.R.O. 1950, Reg. 464, Form 69.

#### Form 76

##### ORDER OF REFERENCE (Another Form)

(*The Judicature Act, s. 68 et seq.*)

Upon motion this day made unto this Court by counsel for the plaintiff in presence of counsel for the defendant, upon hearing read the pleadings and the affidavit of ....., filed, and upon hearing counsel aforesaid:

1. This Court doth order that the (*state whether all or some and, if so, which of the questions are to be tried*) in this action be referred to ..... for trial.

2. (*To be used in a case where it is not necessary to reserve any questions as to costs or otherwise.*) And this Court doth further order that the defendant [or the party by whom any amount shall be found by the referee to be due] do pay to the plaintiff [or the party to whom such amount shall be found due] the amount which the ..... shall find to be payable, forthwith after the confirmation of the ..... report.

3. And this Court doth further order that the said ..... do determine the question of the costs of this action and of the said reference, and that the said costs shall be taxed and shall be paid as the said ..... shall direct.

C.R.O. 1950, Reg. 464, Form 70.

#### Form 77

##### ORDER FOR EXAMINATION OF WITNESSES BEFORE TRIAL

(RULE 270)

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [or counsel] for .....

1. It is ordered that ....., a witness on behalf of the ....., who is said to be unable to attend the trial by reason of absence from the jurisdiction (*or as the case may be*) be examined

*in the presence of* ..... on oath before .....

on ..... days' notice in writing of the time and place where the examination is to take place being given to the ..... solicitor. (*In undefended Matrimonial Causes, the word "defendant" should be inserted in place of the word "solicitor".*)

2. And it is further ordered that the examination so taken or an office copy thereof may be read and given in evidence at the trial, saving all just exceptions, without any further proof of the absence (*or as the case may be*) of the said witness than the affidavit of the ..... or his solicitor as to his belief.

C.R.O. 1950, Reg. 464, Form 71.

#### Form 78

##### GARNISHMENT ORDER ATTACHING DEBTS

In the Supreme Court of Ontario

The Master (*or as the case may be*) (Date)

Between

A. B., Judgment Creditor

—and—

C. D., Judgment Debtor

—and—

E. F., Garnishee

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [or counsel] for .....

1. It is ordered that all debts owing or accruing due from the above-named garnishee to the above-named judgment debtor be attached to answer a judgment recovered against the said judgment debtor by the above-named judgment creditor on the ..... day of ....., 19..., for the sum of \$..... on which judgment the said sum of \$..... remains due and unpaid, and any other judgments against the said judgment debtor entitled by law to share therein.

2. And it is further ordered that the said garnishee attend before the ..... in chambers (*or as the case may be*) on ..... day, the ..... day of ....., 19..., at ..... o'clock in the ..... noon, on an application by the said judgment creditor that the said garnishee pay to the said judgment creditor the debt due from him to the said judgment debtor, or so much thereof as may be sufficient to satisfy the judgment.

C.R.O. 1950, Reg. 464, Form 72.

### Form 79

#### NOTICE OF GARNISHMENT ORDER, IN LIEU OF ORDER, TO BE SERVED OUT OF ONTARIO

(RULE 597 (2) )

To *E. F.*, of .....

TAKE NOTICE that an order has been obtained attaching all debts owing or accruing due from you to the above-named judgment debtor, to answer a judgment recovered against the said judgment debtor

by the above-named judgment creditor on the .....

day of ....., 19..., for the sum of \$.....,

on which judgment the sum of \$..... remains due and unpaid, and any other judgments against the said judgment debtor entitled by law to share therein.

And take further notice that an order has also been obtained appointing the ..... day of ....., 19..., at ..... o'clock in the .....noon, for the making of an application before

.....at.....by the said judgment creditor for a further order that you pay to the said judgment creditor the debt due to the said judgment debtor from you, or so much thereof as may be sufficient to satisfy the said judgment; and an application will be made accordingly, and, if you do not attend on the return of the said motion, an order may be made in your absence.

C.R.O. 1950, Reg. 464, Form 73.

### Form 80

#### GARNISHMENT ORDER—FINAL

(RULE 601)

Upon the application of ....., and upon reading the affidavit of ....., filed, and the order herein dated the ..... day of

....., 19..., whereby it was ordered that all debts owing or accruing due from the above-named garnishee to the above-named judgment debtor should be attached to answer a judgment recovered against the said judgment debtor by the above-named judgment

creditor on the ..... day of .....,

19..., for the sum of \$....., on which judgment

the sum of \$..... remained due and unpaid, and

upon hearing the solicitor [*or counsel*] for.....:

1. It is ordered that the said garnishee do forthwith pay the debt due from him to the said judgment debtor into Court to the credit of this matter.

2. And it is further ordered that the costs of the judgment creditor of this application be first paid from the said money and that the balance be then

paid to the sheriff of the.....of..... to be dealt with under *The Creditors' Relief Act*.

C.R.O. 1950, Reg. 464, Form 74.

### Form 81

#### INTERPLEADER ORDER—WHEN CLAIM BARRED

(RULE 637)

Upon the application of the said sheriff for an interpleader order, and upon reading the affidavit of ....., filed, and upon hearing the solicitor

[*or counsel*] for ..... and the said claimant not appearing though duly served with notice as by affidavit of ..... appears .....

1. It is ordered that the claimant and all persons claiming under him be and they are hereby forever barred of and from all claim to the goods and chattels seized herein by the said sheriff as against ....., and that no action be brought against the above-named (*sheriff*) for or in respect to the seizure of said goods.

2. And it is further ordered that the costs of this application be .....

C.R.O. 1950, Reg. 464, Form 75.

### Form 82

#### INTERPLEADER ORDER—WHEN CLAIMANT SUBSTITUTED AS DEFENDANT

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [*or counsel*] for .....

1. It is ordered that the above-named claimant be substituted as defendant in this action in lieu of the present defendant.

2. And it is further ordered that the costs of this application be.....

C.R.O. 1950, Reg. 464, Form 76.

### Form 83

#### INTERPLEADER ORDER—WHEN WHEN ISSUE DIRECTED

Upon the application of the said sheriff for an interpleader order, and upon reading the affidavit of ....., filed, and upon hearing the solicitor [*or counsel*] for .....

1. It is ordered that the said sheriff proceed to sell the goods seized by him under the writ of *fiери facias* issued herein, and pay the net proceeds of the sale,



after deducting the expenses thereof (*or as otherwise ordered*), into Court in this cause, to abide further order herein.

Or, It is ordered that upon payment into Court by the said claimant within ..... from this

date of the sum of \$..... [*or of the appraised value of the goods and chattels seized by the said sheriff herein, together with the expenses of appraisal*], or upon the said claimant within the same time giving to the execution creditor security to the satis-

faction of ..... for the payment of the same amount by the said claimant according to the directions of any order to be made herein, and upon payment of the said claimant to the above-named sheriff of the possession money from (*the date of his notice of motion or of the order or such date as may be proper*), and upon production to the said sheriff of the Accountant's certificate that the money has been paid

into Court, or the certificate of the said ..... that security has been given as aforesaid, the said sheriff do withdraw from the possession of the goods and chattels seized by him under the writ of *feri facias* herein.

And it is further ordered that unless such payment be made (including the sheriff's possession money) or security be given within the time aforesaid, or in case, before the expiration of the time aforesaid, the claimant desires the said goods and chattels to be sold by the said sheriff, the said sheriff proceed to sell the said goods and chattels, and pay the proceeds of the sale, after deducting the expenses thereof (*or as otherwise ordered*) and the possession money as aforesaid, into Court to the credit of this matter, to abide further order herein.

2. And it is further ordered that the parties proceed to the trial of an issue in the Supreme Court of Ontario

[*or in the County Court of the County of.....*], in which the claimant [*or execution creditor*] shall be plaintiff and the execution creditor [*or claimant*] shall be defendant, and that the question to be tried shall be whether at the time of (*insert here the delivery of the said writ to the sheriff or the seizure by the sheriff or the sale by the sheriff as the case may require*) the goods and chattels seized [*in case the claimant is plaintiff*] were the property of the claimant as against the execution creditor [*or in case the execution creditor is plaintiff*] were exigible under the execution of (*the execution*) as against the claimant].

3. And it is further ordered that such issue be prepared and delivered by the plaintiff therein within

from this date, and be returned by the defendant therein within ..... days thereafter and be tried at .....

4. And it is further ordered that the question of costs and all further questions be reserved to be disposed of by the Judge at the trial of the said issue, or if not so disposed of then to be disposed of in chambers.

5. And it is further ordered that any other execution creditors desiring to take part in the contest of the said issue shall be at liberty to do so upon placing their executions against the goods of the defendant in the hands of the said sheriff within ..... days from this date and upon notifying within the same time the

solicitors for ..... (*an execution creditor*) (who shall have the conduct of the said issue for all execution creditors taking part in it) of their desire to come in and of their agreement to contribute *pro rata* to the expense of the said contest according to the statute in that behalf.

6. And it is further ordered that no action be brought against the said sheriff for or in respect of the seizure of the said goods and chattels or for anything done under this order.

C.R.O. 1950, Reg. 464, Form 77.

#### Form 84

#### INTERPLEADER ORDER— WHEN SUMMARY TRIAL

Upon the application of the sheriff of the..... of..... for an interpleader order, and upon hearing read the affidavits of..... and upon hearing the solicitor [*or counsel*] for ....., and the claimant and the execution creditor having requested and consented that the merits of the claim made by the claimant be disposed of and determined in a summary manner:

1. It is ordered that.....

2. And it is further ordered that the costs of this application be .....

C.R.O. 1950, Reg. 464, Form 78.

#### Form 85

#### INTERPLEADER ORDER— WHEN CLAIM FOR RENT ADMITTED

Upon the application of the sheriff of the..... of..... for an interpleader order, and upon reading the affidavit of....., filed, and upon hearing the solicitor [*or counsel*] for.....:

1. It is ordered that the above-named sheriff proceed to sell enough of the goods seized under the writ of *feri facias* issued in this action to satisfy the expenses of the said sale, the rent if any) due, the claim of the claimant, and this execution.

2. And it is further ordered that out of the proceeds of the said sale, after deducting the expenses thereof, and rent, if any, the said sheriff pay to the claimant the amount of his said claim, and to the execution creditor the amount of his execution, and the residue, if any, to the defendant.

3. And it is further ordered that no action be brought against the said sheriff, and that the costs of

this application be .....

C.R.O. 1950, Reg. 464, Form 79.

#### Form 86

#### ORDER OF REPLEVIN

(RULE 359)

Upon the application of the above-named plaintiff, and upon reading the affidavit of ....., filed, and upon hearing the solicitor [*or counsel*] for.....:

1. It is ordered that the sheriff of (*here insert the name of county, united counties, district or city*), do without delay take the security required by Rule 351 [*and where Rule 363 applies add and Rule 363*] and cause to be replevied to the plaintiff his goods, chattels and personal property following, that is to say (*here set out description of property as in the affidavit filed*), which the said plaintiff alleges to be of the value of



\$....., and to have been taken and unjustly detained [or unjustly detained, *as the case may be*] by the defendant, *C. D.*, in order that the said plaintiff may have his remedy in that behalf.

2. And it is further ordered that the said sheriff do forthwith after the execution of this order, make return to (*insert here the officer in whose office the appearance in the action is to be entered*) what he shall have done in the premises, and do also return this order.

C.R.O. 1950, Reg. 464, Form 80.

#### Form 87

### ORDER OF WITHERNAM

(RULE 367)

Upon the application of the plaintiff, and it appearing by the return of the sheriff of the ..... of ..... to the order of replevin made herein

on the.....day of....., 19... that the goods, chattels and personal property mentioned in the said order have been eloiigned by the defendant,

*C. D.*, out of the bailiwick of the sheriff of ....., to places to him unknown so that he could not replevy the same to the said plaintiff:

1. It is ordered that the said sheriff do forthwith take in withernam the goods, chattels and personal property of the said defendant, *C. D.*, in his bailiwick, to the value of the goods, chattels and personal property by the said defendant, *C. D.*, before taken, and do forthwith deliver them to the said plaintiff to be kept by him until the said defendant, *C. D.*, delivers the goods, chattels and personal property last aforesaid to the said plaintiff.

2. And it is further ordered that if the said plaintiff gives security to the said sheriff as provided by law for the prosecution of the plaintiff's claims and for the return of the goods, chattels and property so to be taken in withernam as aforesaid, if the return thereof shall be adjudged, then the said sheriff do take security with two sufficient sureties from the said defendant, *C. D.*, to answer to the said plaintiff for the taking and unjustly detaining of his goods, chattels and personal property aforesaid.

3. And it is further ordered that the said sheriff do forthwith make return to the Registrar's Office, Osgoode Hall, Toronto [*or name the officer in whose office the proceedings were commenced*] as to what he has done in the premises, and do also return this order.

C.R.O. 1950, Reg. 464, Form 81.

#### Form 88

### ORDER OF CERTIORARI

(RULE 630)

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [*or counsel*] for.....:

It is ordered that ..... do send to the Registrar's Office at Osgoode Hall, Toronto (*or as may be necessary*) forthwith [*or on the* ..... day

of.....] the ....., with all things touching the same, as fully and entirely as they remain in his custody, together with this order, that this Court may further cause to be done thereupon what it sees fit to be done.

C.R.O. 1950, Reg. 464, Form 82.

#### Form 89

### ORDER OF PROHIBITION

(RULE 630)

Style of cause thus:

In the matter of an action in the .....

Division Court of the County of ....., wherein *A. B.* is plaintiff and *C. D.* is defendant:

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [*or counsel*] for ....., and

it appearing that the said ..... has [entered an action against] *C. D.* in the said Court, and that the said Court has no jurisdiction in the said [action] or to hear and determine the said [action] by reason that (*state facts showing want of jurisdiction*).

It is ordered that the said ..... be and he is hereby prohibited from further proceeding in the said [action] in the said Court.

C.R.O. 1950, Reg. 464, Form 83.

#### Form 90

### ORDER FOR ARREST

(*The Fraudulent Debtors Arrest Act*)

Upon the application of ....., and upon reading the affidavit of ....., filed, and upon hearing the solicitor [*or counsel*] for .....

1. It is ordered that the sheriff of the county, united counties or city where *C. D.*, the defendant [*or one of the defendants*], may be found, do forthwith arrest and take, or, if already in custody, do detain the said *C. D.* and him safely keep until he shall have given security in this action for the sum of \$....., or shall by other lawful means be discharged from custody.

2. And it is further ordered that a copy of this order be served by the said sheriff on the said *C. D.*

3. And it is further ordered that the said ..... do, within ten days after his arrest under this order, cause security to be put in for him in this Court and in this action, either by the deposit in Court of the

said sum of \$....., or by bond or other security, pursuant to the Rules of Court in that behalf, conditioned that the defendant will pay the amount by any judgment in the action adjudged to be recovered or directed to be paid either as a debt or for damages or costs, or will render himself to the custody of the sheriff, or that his sureties will do so for him.

C.R.O. 1950, Reg. 464, Form 84.

#### Form 91

### ORDER FOR LEAVE TO ISSUE EXECUTION WHERE JUDGMENT ASSIGNED AND EXECUTION DEBTOR DEAD

(RULE 573)

Upon the application of *X.Y.Z.* and upon reading the affidavit of *E. F.*, filed, and it appearing that since judgment was recovered in this action the said plaintiff assigned the same and the full benefit thereof, and the

moneys thereby secured to the said *X.Y.Z.*, and it further appearing that on the ..... day of .....  
 ....., 19...., *C. D.*, the defendant herein, died intestate and that Letters of Administration to the estate of the said *C. D.*, deceased, were issued out of the Surrogate Court of the County of .....  
 in the Province of Ontario, on the ..... day of .....  
 ....., 19...., to *G. H.* as sole administratrix of the said estate of the defendant, *C. D.*, deceased:

It is ordered that the said *X.Y.Z.* be at liberty to issue forthwith a writ or writs of execution against the goods and chattels and lands and tenements which were of *C. D.*, the defendant, deceased, at the time of his death in the hands of *G. H.* to be administered to recover the full amount of the judgment debt, interest

and costs and that the costs of this order, fixed at \$...., be added to the plaintiff's costs and that all moneys recovered thereon be paid to the said *X.Y.Z.*

C.R.O. 1950, Reg. 464, Form 85.

### JUDGMENTS

Note : The full style of cause is necessary in all judgments (*Rule 192*).

Note : Judgments should be divided into convenient paragraphs numbered consecutively.

#### Form 92

#### DEFAULT OF APPEARANCE OR DEFENCE IN CASE OF LIQUIDATED DEMAND

(RULE 37)

The ..... day of ..... 19 ..

The defendants [*or the defendant, C. D.*] not having appeared herein [*or not having delivered any statement of defence*], it is this day adjudged that the plaintiff

recover against the said defendant \$....., and costs to be taxed, [*or where the officer signing judgments is also the Taxing Officer, \$..... for costs*].

Judgment signed the ..... day of .....

19 ..

(signature of officer)

*The following may be appended to any judgment at or after the signing of the judgment on production of the taxing officer's certificate:*

The above costs have been taxed and allowed at \$..... as appears by a taxing officer's certificate dated the ..... day of ..... 19 ..

(signature of officer)

C.R.O. 1950, Reg. 464, Form 86.

#### Form 93

#### JUDGMENT IN DEFAULT OF APPEARANCE IN ACTION FOR RECOVERY OF LAND

(RULE 41)

No appearance having been entered to the writ of summons herein, it is this day adjudged that the plaintiff recover possession of the land in the said writ mentioned, being (*describing the land*). [*Where plaintiff is so entitled, add: "and do also recover against the said*

*C.D. (the defendant)* his costs to be taxed *or* \$..... for costs."]

C.R.O. 1950, Reg. 464, Form 87.

#### Form 94

#### JUDGMENT IN DEFAULT OF DEFENCE IN ACTION FOR RECOVERY OF LAND

(RULE 354)

No statement of defence having been delivered herein, it is this day adjudged that the plaintiff recover possession of the land in the statement of claim herein

mentioned being..... and do also recover..... against the said *C.D. (the defendant)* his costs to be taxed [*or* \$..... for costs].

C.R.O. 1950, Reg. 464, Form 88.

#### Form 95

#### JUDGMENT IN DEFAULT OF DEFENCE IN ACTION FOR RECOVERY OF LAND WITH DAMAGES

(RULE 42)

The defendant not having delivered any statement of defence, it is this day adjudged that the plaintiffs recover possession of the land in the statement of claim

herein mentioned, and described as..... in the

..... of....., and costs to be taxed, and it is further adjudged that the plaintiffs recover against the defendant damages to be assessed.

C.R.O. 1950, Reg. 464, Form 89.

#### Form 96

#### JUDGMENT WHERE DEFENDANT LIMITS DEFENCE TO PART OF LAND CLAIMED

(RULE 55)

The defendant, *C.D.*, having by his appearance limited his defence to part of the land claimed, that is to say: (*etc., etc.*), it is this day adjudged that the said plaintiff do recover possession of the land in the writ [*or statement of claim*] mentioned, other than the land so claimed by the defendant, with the appurtenances

and costs to be taxed [*or* \$..... for costs].

C.R.O. 1950, Reg. 464, Form 90.

#### Form 97

#### JUDGMENT OF SEISIN FOR DOWER IN DEFAULT OF APPEARANCE

(RULE 40)

The defendant not having appeared to the writ of summons, it is this day adjudged that the plaintiff do

have seisin of her third part or dower in the lands in question in this action, and that the same be forthwith delivered to her and set out by metes and bounds.

(If damages are claimed, add: And it is further adjudged that the plaintiff do recover against the defendant damages to be assessed.)

C.R.O. 1950, Reg. 464, Form 91.

#### Form 98

### FINAL JUDGMENT IN DEFAULT OF APPEARANCE OR DEFENCE, RECOVERY OF CHATTELS

(RULE 38)

The Defendants [*or* the defendant, *C.D.*] not having appeared herein [*or* not having delivered any statement of defence], it is this day adjudged that the plaintiff do recover against the said defendant [*or* that the said defendant do forthwith deliver to the plaintiff] possession of the chattels in the writ [*or* statement of claim] mentioned, and do also recover against the said de-

fendant his costs to be taxed [*or* \$.....for costs].

C.R.O. 1950, Reg. 464, Form 92.

#### Form 99

### INTERLOCUTORY JUDGMENT IN DEFAULT OF APPEARANCE OR DEFENCE WHERE DEMAND UNLIQUIDATED

(RULE 38 (2) )

No appearance having been entered to the writ of summons [*or* no statement of defence having been delivered by the defendant] herein:

It is this day adjudged that the plaintiff recover against the defendant the value of the goods [*or* damages *or both, as the case may be*], to be assessed.

C.R.O. 1950, Reg. 464, Form 93.

#### Form 100

### FINAL JUDGMENT IN DEFAULT OF APPEARANCE OR DEFENCE, AFTER ASSESSMENT OF DAMAGES

(RULE 38 (3) )

No appearance having been entered to the writ of summons [*or* no statement of defence having been delivered by the defendant] herein, and the damages which the plaintiff was entitled to recover having been

assessed at \$....., as by.....dated the .....day of....., 19...., appears, it is adjudged that the plaintiff recover against the defendant

the sum of \$.....and costs to be taxed [*or* \$.....for costs].

C.R.O. 1950, Reg. 464, Form 94.

#### Form 101

### JUDGMENT FOR PLAINTIFF'S COSTS AFTER CONFESSION OF DEFENCE

The defendant in his statement of defence herein having alleged a ground of defence which arose after the commencement of this action, and the plaintiff

having on the.....day of....., 19...., delivered a confession of that defence:

It is this day adjudged that the plaintiff recover against the defendant costs to be taxed [*or* \$.....for costs].

C.R.O. 1950, Reg. 464, Form 95.

#### Form 102

### FORM OF JUDGMENT ON PRAECIPE FOR SALE OR FORECLOSURE WITH REFERENCE AS TO ENCUMBRANCES, ETC., AND ORDERS FOR IMMEDIATE PAYMENT AND DELIVERY OF POSSESSION

(RULE 472)

Upon reading the writ of summons issued in this action and the statement of claim, if any, and an affidavit of service of the said writ upon the defendant, and no appearance having been entered [*or*, and the defendant having made default in the delivery of the defence] and no notice that the defendant desires an opportunity to redeem the mortgaged premises having been filed:

1. It is ordered and adjudged that all necessary inquiries be made, accounts taken, costs taxed, and proceedings had for redemption or sale [*or* redemption or foreclosure] and that for these purposes this cause be

referred to the Master at.....

2. (Where judgment is for immediate payment, add: And it is further ordered and adjudged that the defendant.....do forthwith pay to the plaintiff

the sum of \$....., being the amount due to him for principal money, interest and costs at the date hereof; and upon payment of the amount due to the plaintiff (where judgment is for sale, add: before the sale hereinbefore directed shall have taken place) that, subject to the provisions of section 2 of *The Mortgages Act*, the plaintiff do assign and convey the mortgaged premises, and deliver up all documents relating thereto.)

3. (Or where judgment is for amount found due by Master, add: And it is further ordered and adjudged that the defendant do forthwith after the making of the Master's report pay to the plaintiff what shall be found due to him for principal money, interest and costs at the date of the said report and upon payment of the amount due to him (where judgment is for sale, add: before the sale hereinbefore directed shall have taken place) that, [subject to the provisions of section 2 of *The Mortgages Act*], the plaintiff do assign and convey the mortgaged premises, and deliver up all documents relating thereto.)

4. (Where judgment is for recovery of possession, add: And it is further ordered and adjudged that the defendant do forthwith deliver to the plaintiff, or to whom he may appoint, possession of the lands and premises in question, in this cause, or of such part thereof as may be in the possession of the said defendant.)

C.R.O. 1950, Reg. 464, Form 96.

#### Form 103

### FORM OF JUDGMENT ON PRAECIPE FOR FORECLOSURE OR SALE, ACCOUNT TAKEN BY REGISTRAR AND ORDERS FOR IMMEDIATE PAYMENT AND DELIVERY OF POSSESSION

(RULE 472)

Upon reading the writ of summons issued in this action and an affidavit of service of the said writ and



no appearance having been entered, and a notice that the defendant desires an opportunity to redeem the mortgaged premises having been filed, and the account having been taken (in the presence of the defendant or his solicitor as the case may be) or (the defendant not having appeared on the taking of the account although duly notified as by affidavit filed appears):

1. This Court finds that the subsequent interest at the rate of .....per cent per annum on the sum of \$.....principal money secured by the indenture of mortgage in the writ of summons [or pleadings] mentioned, up to the .....day of....., 19... being the time appointed for payment as hereinafter mentioned amounts to \$....., and that the costs of the plaintiff.....amount to \$..... which said subsequent interest and costs being added to the sum of \$.....claimed by the endorsement on the writ served on the defendant.....make together the sum of \$.....

2. And upon the said defendant paying the said sum of \$.....into the.....bank at the .....during banking hours of the.....day of....., 19... to the joint credit of the plaintiff and the Accountant of the Supreme Court (where order for payment granted, insert: or in case the plaintiff shall (where judgment is for sale, add: before the sale hereinafter directed shall have taken place) recover the amount due to him under the order for payment hereinafter contained), it is ordered and adjudged, subject to section 2 of *The Mortgages Act*, that the said plaintiff do assign and convey the mortgaged premises, and deliver up all documents relating thereto.

3. But in default of the said defendant making such payment by the time aforesaid, it is ordered and adjudged (where judgment is for foreclosure, after "adjudged", add: "that the said defendant do stand absolutely debarred and foreclosed of and from all equity of redemption in and to the mortgaged premises"; where judgment is for sale, then after the word "adjudged", add: "that the said premises be sold with the approbation of the Master at.....").

4. (If judgment is for foreclosure, omit this clause.) And it is further ordered and adjudged that the purchasers do pay their purchase money into Court, to the credit of this cause and that the same when so paid in be applied in payment of what has been found due to the said plaintiff together with subsequent interest and subsequent costs, to be computed and taxed by the said Master, and that the balance do abide the further order of the Court.

5. (Where judgment is for immediate payment, add: And it is further ordered and adjudged that the defendant.....do forthwith pay to the plaintiff the sum of.....being the amount due to him at the date hereof for principal money, interest and costs.)

6. (Where judgment is for recovery of possession, add: And it is further ordered and adjudged that the defendant.....do forthwith deliver to the plaintiff....., or to whom he may appoint, possession of the mortgaged premises, or of such part thereof as may be in the possession of the said defendant.)

C.R.O. 1950, Reg. 464, Form 97; O. Reg. 42/52, s. 6.

### Form 104

#### FORM OF JUDGMENT ON PRAECIPE FOR IMMEDIATE FORECLOSURE OR SALE AND ORDERS FOR IMMEDIATE PAYMENT AND DELIVERY OF POSSESSION

(RULE 472)

Upon reading the writ of summons issued in this action, and an affidavit of service of the said writ and no appearance having been entered and no notice that the defendant desires an opportunity to redeem the mortgaged premises having been filed:

1. It is ordered and adjudged (Where judgment is for foreclosure after "adjudged", add: "that the said defendant do stand absolutely debarred and foreclosed of and from all right, title and equity of redemption of, in and to the mortgaged premises"; where judgment is for sale, then after the word "adjudged", add: "that the said premises be sold, with the approbation of the

Master, at .....

2. (If judgment is for foreclosure omit this clause.) And it is further ordered and adjudged that the purchasers do pay their purchase money into Court to the credit of this action and that the same when so paid in be applied in payment of what is found to be due to the said plaintiff for principal money, interest and costs as computed and taxed by the said Master, and that the balance do abide the further order of the Court.

3. (Where judgment is for immediate payment, add: And it is further ordered and adjudged that the defendant.....do forthwith pay to the plaintiff the sum of.....being the amount due to him at the date hereof for principal money, interest and costs.)

4. (Where judgment is for recovery of possession, add: And it is further ordered and adjudged that the defendant.....do forthwith deliver to the plaintiff.....or to whom he may appoint, possession of the mortgaged premises, or of such part thereof as may be in the possession of the said defendant.)

C.R.O. 1950, Reg. 464, Form 97A.

### Form 105

#### FORM OF JUDGMENT ON PRAECIPE FOR REDEMPTION

(RULE 473)

Upon reading the writ of summons issued in this action and an affidavit of service of the said writ, and no appearance having been entered:

1. It is ordered and adjudged that all necessary inquiries be made, accounts taken, costs taxed, and proceedings had for the redemption of the premises in question, and that for this purpose the cause be referred to the Master at .....

2. And, subject to the provisions of section 2 of *The Mortgages Act*, it is further ordered and adjudged that, upon the plaintiff paying to the defendant..... what shall be found due to him, or, in case nothing shall be found due to the defendant.....then forthwith after the confirmation of the said Master's report, the defendant.....do reconvey the said mortgaged premises and deliver up all documents relating thereto.



3. And it is further ordered and adjudged that, in case the plaintiff makes default in payment as aforesaid of what may be found due to the defendant,

.....the plaintiff's action do stand dismissed out of this Court, with costs to be paid by the

plaintiff to the defendant.....forthwith after taxation thereof.

4. And it is further ordered and adjudged that, in case nothing is found due from the plaintiff.....

to the defendant....., the defendant to pay the plaintiff his costs of this suit forthwith after the taxation thereof, and, in case any balance is found due from the

defendant.....to the plaintiff.....,

that the defendant.....do pay such balance

to the plaintiff.....forthwith after the confirmation of the Master's report.

C.R.O. 1950, Reg. 464, Form 98; O. Reg. 9/54, s. 4.

### Form 106

#### GENERAL FORM OF JUDGMENT FOR ADMINISTRATION

(RULES 615 AND 525)

Upon the application of the above-named plaintiff in the presence of the solicitor for the defendant.....

[or no one appearing for the defendant.....although duly notified as by affidavit filed appears], and upon hearing read the affidavits and papers filed, and what was alleged by the solicitor for the applicant [or solicitors for all parties]:

1. It is ordered and adjudged that all necessary inquiries be made, accounts taken, costs taxed and proceedings had for the administration and final winding

up of the real and personal estate of.....and for the adjustment of the rights of all parties interested

therein, by the Master at.....

2. And it is further ordered and adjudged that all balances which may be found due from the plaintiff

.....or defendant.....[for any or either of them] to the said estate be, forthwith after the same shall have been ascertained as aforesaid, paid into Court to the credit of this cause, subject to the further order of the Court.

3. And it is further ordered and adjudged that such real and personal estate, or such parts thereof as the Master may hereafter direct, be sold, as the Master may direct, and that the purchasers do pay their purchase money into Court to the credit of this cause, subject to the order of the Court.

4. And it is further ordered and adjudged that the Master do execute conveyances for any infant parties who by reason of their tender years are unable to execute the same.

C.R.O. 1950, Reg. 464, Form 99.

### Form 107

#### FORM OF JUDGMENT FOR PARTITION OR SALE

(RULES 622 AND 525)

Upon the application of the above-named plaintiff.....in the presence of the solicitor for the defendant [or no one appearing for the defendant

.....although duly notified as by affidavit filed appears], and upon hearing read the affidavits and papers filed, and what was alleged by the solicitor for the applicant [or solicitors for all parties]:

1. It is ordered and adjudged that all necessary inquiries be made, accounts taken, costs taxed and proceedings had for the partition or sale of the lands and premises in the said affidavits mentioned, and for the adjustment of the rights of all parties interested therein, or for a partition of part and sale of the remainder of the said lands as may be most for the interest of the parties entitled to share therein, by the Master

at.....

2. And it is further ordered and adjudged that the said lands, or such part thereof as the Master shall think fit, be sold, with the approbation of the Master, freed from the claims of such of the encumbrancers thereon, if any, whose claims were created by parties entitled to the said lands before the death of the said testator [or intestate] as shall have consented to such sale, and subject to the claims of such of them as shall not have consented and freed also from the

dower of.....(as the case may be), and that the Master do execute the conveyances on behalf of such of the infant parties as, by reason of their tender years, are unable to execute the same, and that the purchasers do pay their purchase money into Court to the credit of this cause, subject to the order of the Court.

3. And it is further ordered and adjudged that, in the event of a partition of the whole of the said land, or in the event of a partition of a part and the proceeds of the sale of the remainder being insufficient to pay the costs in full, the costs, or so much thereof as remains unpaid, be borne and paid by the said parties according to their shares and interests in the said lands (if there be any infant parties interested in the estate, add: and that the proportion of the said costs payable by the infant parties respectively be, and the same is hereby declared to be, a lien on their respective shares, and that the plaintiff do pay the guardian of the infant defendants his costs of this suit and that the same be added to his own costs.)

C.R.O. 1950, Reg. 464, Form 100.

### Form 108

#### FINAL JUDGMENT ON MOTION—CHAMBERS

Upon the application of....., and upon reading the affidavit of....., filed, and upon hearing the solicitor [or counsel] for.....:

It is ordered and adjudged that the plaintiff do recover against the defendant the sum of \$..... and costs to be taxed.

C.R.O. 1950, Reg. 464, Form 101.

## Form 109

JUDGMENT AFTER TRIAL  
(NO. 1)

In the Supreme Court of Ontario

The Honourable Mr. Justice.....  
 .....the.....day of....., 19...  
 (date of pronouncing judgment)

Between

.....  
 and  
 .....

Plaintiff

Defendants

This action coming on for trial this day [or on the  
 .....day of....., 19...]

.....at the sittings holden at.....for  
 trial of actions without a jury [or at the sittings holden

for the trial of actions with a jury at.....]  
 in the presence of counsel for all parties [or if some of  
 the parties do not appear for the plaintiff and the de-  
 fendant, C.D., no one appearing for the defendants,  
 E.F. and G.H. although they were duly served with  
 notice of the trial as by the affidavit of service of  
 notice of trial appears, or as may be] upon hearing read  
 the pleadings and hearing the evidence adduced and  
 what was alleged by counsel aforesaid: (If judgment  
 was reserved, add: this Court was pleased to direct this  
 action to stand over for judgment and the same coming  
 on this day for judgment:)

1. This Court doth order and adjudge as may be  
 directed [or if any declaration is necessary, This Court  
 doth declare (e.g., that the deed mentioned in the fourth  
 and fifth paragraphs of the plaintiff's statement of  
 claim is fraudulent and void as against the plaintiff  
 and all other creditors of the defendant, X.Y., except  
 the defendant, C.J., and doth order and adjudge the  
 same accordingly)].

2. And the Court doth further order and adjudge  
 (add any special or appropriate direction or reference to  
 Master or other officer).

3. (If so) And this Court doth reserve further  
 directions and the question of costs until after the  
 Master shall have made his report.

(Signature of officer settling judgment where not the same  
 person as the officer signing judgments)

Judgment signed the.....day of....., 19...

(officer signing judgment)

C.R.O. 1950, Reg. 464, Form 102.

## Form 110

JUDGMENT AFTER TRIAL  
(NO. 2)

(Formal parts as in Form 109)

1. This Court doth order and adjudge that the  
 plaintiff do recover from the defendant (as may be  
 directed).

2. And this Court doth further order and adjudge  
 that the defendant do pay to the plaintiff his costs of  
 this action forthwith after taxation thereof [or in the  
 alternative, And this Court doth order and adjudge that  
 this action be and the same is hereby dismissed with  
 costs to be paid by the plaintiff to the defendant  
 forthwith after taxation thereof].

C.R.O. 1950, Reg. 464, Form 103.

## Form 111

FORM OF JUDGMENT SETTING ASIDE  
FRAUDULENT CONVEYANCE

(Formal parts as in Form 109)

1. This Court doth declare that the deed or con-  
 veyance in the pleadings mentioned, dated the.....

day of....., 19..., and made by the de-  
 fendant, A.B., to the defendant, C.D., of all and singular,  
 etc., is fraudulent and void as against the plaintiff and  
 other creditors of the defendant, A.B., and doth order  
 and adjudge the same accordingly.

2. And this Court doth further order and adjudge  
 that the plaintiff do recover from the defendants his  
 costs of this action up to and inclusive of this judgment  
 forthwith after taxation thereof.

3. And this Court doth further order and adjudge  
 that the plaintiff's costs of this action as between  
 solicitor and client over and above his party and party  
 costs be taxed and such excess costs and so much of  
 the party and party costs as may be not recovered  
 under this judgment be paid out of the proceeds of the  
 sale of the said lands and premises whether sold under  
 execution or otherwise and that he do have a lien or  
 charge for his said costs upon the said proceeds thereof  
 in priority to all other creditors of the said A.B. other  
 than mortgages of the said lands whose mortgages  
 existed prior to the commencement of this action.

C.R.O. 1950, Reg. 464, Form 104.

## Form 112

JUDGMENT ON MOTION FOR JUDGMENT—  
COURT

Upon motion for judgment made this day unto this  
 Court by counsel for the plaintiff (or as may be) and

upon hearing read.....and upon hearing  
 counsel for the defendant (or as may be):

1. (Where necessary) This Court doth declare, etc.

2. [And] this Court doth order and adjudge, etc.

3. And this Court doth further order and adjudge,  
 etc.

C.R.O. 1950, Reg. 464, Form 105.

## Form 113

## JUDGMENT AGAINST A MARRIED WOMAN

This Court doth order and adjudge that the plaintiff

do recover against the defendant the sum of \$.....  
 to be levied out of the separate property of the said  
 defendant which she is now or may hereafter be pos-  
 sessed of or entitled to, and any property which she  
 may hereafter while discoverd be possessed of, or en-  
 titled to and not otherwise; but this judgment shall not  
 render available to satisfy the same any separate  
 property which the defendant was or may be restrained  
 from anticipating, unless by reason of section 10 of  
 The Married Women's Property Act, such property shall  
 be available to satisfy the judgment notwithstanding  
 such restriction.

C.R.O. 1950, Reg. 464, Form 106.

**Form 114****JUDGMENT AGAINST AN EXECUTOR OR ADMINISTRATOR**

This Court doth order and adjudge that the plaintiff

do recover against the defendant the sum of \$..... to be levied against the goods and chattels, lands and tenements, which were of the said *M.N. (the testator or intestate)* at the time of his death come or which shall hereafter come to the hands of the defendant to be administered if he hath so much thereof in his hands to be administered [and in proper cases and if he hath not so much in his hands to be administered then to be levied of the proper goods and chattels, lands and tenements of the defendant] and this Court doth further order and adjudge that the plaintiff do recover against the defendant the

further sum of ..... dollars and ..... cents costs taxed to be levied, etc., as above.

C.R.O. 1950, Reg. 464, Form 107.

**WRITS OF EXECUTION, ETC.**

NOTE: In all writs of execution there must be a *testimonium* clause as in Form 115.

**Form 115****WRIT OF FIERI FACIAS**

(RULE 540)

(Court and Cause)

Name and title of Sovereign

To the Sheriff of ....., greeting:

We command you that of the goods and chattels and lands and tenements in your bailiwick of *C.D.* you

cause to made the sum of \$..... and also interest

thereon from the .... day of ....., 19...., (*day of the judgment or order, or day on which the money is directed to be paid, or day from which interest is directed by the order to run, as the case may be*), which said sum of money and interest were by a judgment in this action

bearing date the .... day of ....., 19.... adjudged to be paid by the said *C.D.* to *A.B.*, and also the further

sum of \$..... for the taxed costs of the said *A.B.*, mentioned in the said judgment, together with interest at the rate of 5 per cent per annum thereon from the

.... day of ....., 19...., (*the date of the certificate of taxation*) and that you have before our Justices of the Supreme Court of Ontario so much of that money as you shall have made from the said goods and chattels immediately after the execution hereof, and so much thereof as you shall have made from said lands and tenements immediately after the expiration of twelve months from the day of your receipt hereof, to be paid to the said *A.B.* in pursuance of the said judgment [*or order as the case may be*]. And in what manner you shall have executed this our writ make appear to our Justices aforesaid immediately after the execution thereof. And have there then this writ.

In witness whereof this writ is signed for the Supreme Court of Ontario by ....., Registrar of the said Court at Toronto [*or by .....*], Local Registrar of the said Court at ..... ] this ..... day of ....., 19....

(Seal)

.....  
(signature of officer)

**Endorsements**

The ..... is entitled to receive for this and other writs and renewals of the same, the following sums:

For this writ, \$6

For 1st renewal, .....  
(signature of officer)

For 2nd renewal, .....

Etc., etc. (*as may be necessary*).

Levy \$..... and \$..... for costs of execution,

etc., and also interest on \$..... at 5 per cent per

annum from the .... day of ....., 19...., until payment; besides sheriff's poundage, officer's fees, costs of levying, and all other legal incidental expenses.

.....  
(signature of plaintiff  
or of his solicitor)

See notes supra as to memoranda of the solicitor's name and address.

C.R.O. 1950, Reg. 464, Form 108.

**Form 116****FIERI FACIAS AGAINST AN EXECUTOR OR ADMINISTRATOR ON A JUDGMENT DE BONIS TESTATORIS ET SI NON DE BONIS PROPRIIS AS TO THE COSTS**

We command you that of the goods and chattels and lands and tenements in your bailiwick which were of *C.D.*, deceased, at the time of his death, in the hands of *E.F.*, executor of the last will and testament [*or administrator of the estate and effects*] of the said *C.D.* to be administered, you cause to be made the

sum of \$..... and also interest at the rate of 5 per cent per annum, from the ..... day of

....., 19...., which said sum of money and interest were by a judgment of our said Court, bearing

date the ..... day of ....., 19...., adjudged to be paid by the said *E.F.* as executor [*or administrator*] as aforesaid to the said *C.D.* And further, that of the goods and chattels and lands and tenements in your bailiwick which were of *C.D.*, deceased, at the time of his death, in the hands of *E.F.* as executor [*or administrator*] as aforesaid to be administered, if the said *E.F.* has so much in his hands to be administered you further cause to be made the

sum of \$..... for the taxed costs of the said *A.B.* mentioned in the said judgment, together with interest thereon at the rate of 5 per cent per annum from

the ..... day of ....., 19...., and that if he has not so much, then that you cause to be made of the proper goods and chattels and lands and tenements in your bailiwick of the said *E.F.* the said sum

of \$..... together with interest thereon as aforesaid, and that you have before, etc. (*Conclude as in Form 115.*)

C.R.O. 1950, Reg. 464, Form 109.

NOTE: Care must be exercised to follow the provisions of the judgment.



**Form 117****FIERI FACIAS AGAINST A MARRIED WOMAN**

*Modify the general form so as to make it follow the form of judgment: see Form 113.*

C.R.O. 1950, Reg. 464, Form 110.

**Form 118****FIERI FACIAS ON A JUDGMENT OR ORDER FOR COSTS**

We command you that of the goods and chattels and lands and tenements of.....in your bailiwick you cause to be made the sum of \$..... for certain costs which by a judgment [or an order] in this action dated the.....day of....., 19... were adjudged [or ordered] to be paid by the said .....to.....and which have been taxed and allowed at the said sum, and interest on the said sum at the rate of 5 per cent per annum from

the.....day of....., 19..., (the date of the certificate of taxation) and that you have before our Justices of the Supreme Court of Ontario so much of the said sum and interest as you shall have made from the said goods and chattels, immediately after the execution hereof, and so much thereof as you shall have made from the said lands and tenements immediately after the expiration of twelve months from the day of your receipt hereof, to be rendered to the said

..... And in what manner you shall have executed this our writ make appear to our said Justices immediately after the execution hereof. And have there then this writ.

C.R.O. 1960, Reg. 464, Form 111.

**Fieri Facias on Discontinuance or Otherwise Without a Judgment**

NOTE: When costs are payable on a discontinuance, after the words "certain costs", proceed: "which are payable by the plaintiff to the defendant upon the discontinuance of this action and which have been taxed", etc. When costs are payable under rule 667, proceed: "which are payable as the costs of an abandoned motion", etc.

**Form 119****FIERI FACIAS WHEN JUDGMENT ASSIGNED AND ORDER OBTAINED UNDER RULE 573**

We command you that of the goods and chattels and lands and tenements of C.D. in your bailiwick,

you cause to be made the sum of \$.....and also interest thereon, from the.....day of....., 19..., which said sum of money and interest were lately before the Justices of our Supreme Court of Ontario in a certain action wherein A.B. was plaintiff and C.D. was defendant, by a judgment of our said Court bearing date the.....day of.....,

19..., adjudged to be paid by the said C.D. to the plaintiff, together with certain costs in the said judgment mentioned, and which costs have been taxed and allowed by the Taxing Officer of our said Court

at the sum of \$....., together with interest thereon from the.....day of....., 19...

And the said plaintiff having since the said judgment was recovered assigned the same and the full benefit thereof and the moneys thereby secured to X.Y.Z.

Whereupon, on an application to the Master of the Supreme Court of Ontario, the Master by an order

dated the.....day of....., 19..., ordered that the said X.Y.Z. should be at liberty to issue forthwith execution against the goods and lands of the defendant C.D. to recover the full amount of the said judgment with interest and costs.

Therefore we further command you that you have before our Justices aforesaid, at Toronto, so much of that money and interest as you shall have made from the said goods and chattels immediately after the execution hereof, and so much thereof as you shall have made from the said lands and tenements, immediately after the expiration of twelve months from the day of your receipt hereof, to be paid to the said X.Y.Z. in pursuance of the said judgment and order.

And in what manner you shall have executed this our writ make appear to our Justices aforesaid, at Toronto, immediately after the execution hereof. And have there then this writ.

C.R.O. 1950, Reg. 464, Form 112.

**Form 120****WRIT OF VENDITIONI EXPONAS AFTER A CERTIFICATE OR RETURN OF GOODS OR LANDS ON HAND TO FULL AMOUNT UNSOLD FOR WANT OF BUYERS**

Whereas by our writ we lately commanded you that of the goods and chattels and lands and tenements in your bailiwick of C.D. (here recite the fieri facias). And

on the....day of....., 19..., you certified [or returned] to our Justices that by virtue of the said writ you had taken goods and chattels [or lands and tenements] of the said C.D. to the value of the money and interest aforesaid, which said goods and chattels [or lands and tenements] remained in your hands unsold for want of buyers, and that therefore you could not have that money before our Justices aforesaid, as you were thereby commanded. Therefore, we, being desirous that the said A.B. should be satisfied his money and interest aforesaid, command you that you expose to sale and sell, or cause to be sold, the goods and chattels [or lands and tenements] of the said C.D., so by you taken as aforesaid, and every part thereof, for the best price that can be obtained for the same, and have the money arising from such sale before our Justices aforesaid immediately after the execution hereof, to be paid to the said A.B. And have there then this writ.

C.R.O. 1950, Reg. 464, Form 112A.

**Form 121****VENDITIONI EXPONAS FOR PART, AND FIERI FACIAS RESIDUE**

Whereas by our writ we lately commanded you that of the goods and chattels and lands and tenements of

.....in your bailiwick you should cause to be made (here recite the fieri facias) and you on the.....

day of.....certified [or returned] to our said Justices, that by virtue of the said writ you have taken goods and chattels [or lands and tenements] of the said

.....to the value of \$....., parcel of the several sums of money and interest which goods and chattels [or lands and tenements] remained in your hands for want of buyers, and that therefore you could



not have that money before our Justices aforesaid, as you were thereby commanded, and that the said

.....had not any other or more goods and chattels [or lands and tenements] in your bailiwick whereof you could cause to be made the residue of the moneys and interest, aforesaid, or any part thereof;

therefore we, being desirous that the said..... should be satisfied the said sums of money and interest, command you that you expose to sale and sell, or cause to be sold, the said goods and chattels [or lands

and tenements] of the said.....so by you taken as aforesaid, for the best price that can be ob-

tained for the same, and have the said sum of..... parcel of the moneys and interest aforesaid arising from such sale, and any further or other moneys which you may receive by virtue of this writ before our Justices aforesaid, immediately after the execution hereof, to be rendered unto the said.....

*If the writ and not merely a certificate has been returned, a fieri facias residue may be added to the writ of venditioni exponas as follows:*

[And we also command you, that of the goods and chattels and lands and tenements of the said..... in your bailiwick, you cause to be made the residue of the moneys and interest aforesaid; and have before our Justices aforesaid so much of such residue as you shall have made from the said goods and chattels immediately after the execution thereof, and so much thereof as you shall have made from said lands and tenements immediately after the expiration of twelve months from the day of your receipt hereof, to be

rendered to the said.....for the residue of the moneys aforesaid.]

And in what manner you shall have executed this our writ make appear to our Justices aforesaid at Toronto, immediately after the execution hereof, and have there then this writ.

C.R.O. 1950, Reg. 464, Form 113.

### Form 122

#### WRIT OF POSSESSION

Whereas lately by a judgment in this action dated....., *A.B.* recovered [or *C.F.* was ordered to deliver to *A.B.*] possession of all and singular that

.....with the appurtenances in your bailiwick: Therefore, we command you that you enter the same, and without delay cause the said *A.B.* to have possession of the said land and premises with the appurtenances, and that you defend and keep him and his assigns in peaceable and quiet possession when and as often as any interruption may or shall, from time to time, be given or offered to him or them or any of them. Witness, etc.

*(Where money or costs are also recoverable by the judgment, a writ of fieri facias may be combined with the writ of possession.)*

C.R.O. 1950, Reg. 464, Form 114.

### Form 123

#### WRIT OF DELIVERY

(RULE 551)

We command you that without delay you cause the following chattels, that is to say (*here enumerate the*

*chattels recovered by the judgment*) to be returned to *A.B.*, which chattels the said *A.B.* by a judgment in

this action dated....., recovered against *C.D.* [or *C.D.* was ordered to deliver to the said *A.B.*].

C.R.O. 1950, Reg. 464, Form 115.

### Form 124

#### WRIT OF CAPIAS AD SATISFACIENDUM

(*The Fraudulent Debtors Arrest Act, s. 27*)

Whereas (*insert if necessary any recitals which under the order may be proper*):

We command you that you take *C.D.* if he shall be found in your bailiwick, and him safely keep so that you have his body before our Justices of our Supreme Court of Ontario immediately after the execution hereof

to satisfy the sum of \$....., which by a judgment

in this action dated....., was adjudged to be recovered by *A.B.* against the said *C.D.* with the

further sum of \$....., for the taxed costs mentioned in the said judgment, and interest upon the said sums at the rate of 5 per cent per annum from

the..... and..... respectively. And have you then there this writ.

On a writ of *Capias* before judgment add this note:

Note : This writ is to be in force for two months from the date hereof and no longer.

C.R.O. 1950, Reg. 464, Form 116.

### Form 125

#### WRIT OF ATTACHMENT FOR CONTEMPT

(RULE 552)

We command you to attach *C.D.*, notwithstanding any right of place he is in, so as to have him before our Justices in our Supreme Court of Ontario, immediately after the receipt hereof, then and there to answer to us, as well touching a contempt which he it is alleged hath committed against us, as also such other matters as shall be then and there laid to his charge, and further to perform and abide such order as our said Court shall make in this behalf, and hereof fail not, by reason of any liberty, and bring this writ with you.

C.R.O. 1950, Reg. 464, Form 117.

### Form 126

#### WRIT OF SEQUESTRATION

(RULE 556)

Whereas by a judgment in this action dated

....., it was ordered that the said *C.D.* should pay into Court to the credit of the said action

the sum of .....; (*or as the case may be*). Know ye, therefore, that we have given, and by these presents do give to you full power and authority to enter upon all the lands, tenements and real estate whatsoever of the said *C.D.*, and to collect, receive and sequester in your hands, not only all the rents and profits of his said lands, tenements and real estate, but also all his goods, chattels and personal estates whatsoever:

We therefore command you that you do, at certain

proper and convenient days and hours, go to and enter upon all the lands, tenements and real estates of the said *C.D.*, and that you do collect, take and get into your hands not only the rents and profits of his said real estate, but also all his goods, chattels, and personal estate, and detain and keep the same under sequestration in your hands until the said *C.D.* shall pay into Court to the credit of the said action, the sum of

\$..... (or, as the case may be), and clear his contempt, and our said Court make other order to the contrary.

C.R.O. 1950, Reg. 464, Form 118.

#### Form 127

### WRIT OF ASSIGNMENT OF DOWER

(RULE 550)

Whereas it has been made to appear to us in an action in our Supreme Court of Ontario that *C.D.* is the owner of (describe the lands) out of which dower is claimed by *A.B.*, and it has been adjudged by the

judgment of our said Court bearing date the .....

day of ....., 19..., that the said *A.B.* is entitled to her proper dower out of the said lands [and

also to recover from the said *C.D.* the sum of \$..... for damages for the detention of her dower]:

We therefore command you that without delay you do deliver to the said *A.B.* seisin of her third part of the said lands with the appurtenances. To hold to her in severalty by metes and bounds and that you do proceed in the execution in that respect of this our writ according to *The Dower Act*.

(*A fieri facias for recovery of the damages and costs, if any, awarded by the judgment, may be combined with this writ.*)

C.R.O. 1950, Reg. 464, Form 119.

#### Form 128

### WRIT OF ASSIGNMENT OF DOWER WHERE THE RIGHT OF DOWER IS ACQUIESCED IN BY THE OWNER OF THE ESTATE

Whereas *A.B.*, widow, who was the wife of *C.D.*, deceased, demands against *E.F.*, the third part of (here describe the estate in which the dower is claimed as in other writs of assignments of dower) as dower. And whereas the said *E.F.* acquiesces in the said claim and is willing to assign to the said *A.B.* her proper dower, but that the said *A.B.* and *E.F.* are not agreed as to the admeasurement thereof:

We therefore command you that, without delay, you do deliver the said *A.B.* seisin of her third part of the said lands and tenements with the appurtenances. To hold to her in severalty by metes and bounds. And that you do proceed in the execution of this our writ according to *The Dower Act*.

C.R.O. 1950, Reg. 464, Form 120.

#### Form 129

### CERTIFICATE IN LIEU OF RETURN OF WRIT AS TO GOODS

(RULE 579)

A writ of execution in this cause against the goods and chattels, lands and tenements of *C.D.*, the above-named defendant ..... (or as the case may be), to me directed, dated the .... day of ....., 19..., issued from ....., is now in my hands.

I certify that I have this day endorsed on the above-mentioned writ my return thereto as to goods and chattels as follows:

(Here insert the return as endorsed)

Dated, etc.

C.R.O. 1950, Reg. 464, Form 121.

#### Form 130

### NOTICE OF APPEAL TO THE COURT OF APPEAL

(RULE 497)

(Court and Cause)

Take notice that the ..... appeals to the Court of Appeal from the judgment [or order] pronounced by ..... on the ..... day of

....., 19..., and asks that the said judgment may be reversed and that judgment should be entered (set out shortly what is desired) (or that a new trial may be had) upon the following grounds: (State the grounds clearly but briefly.)

Dated the ..... day of ....., 19....

Signed *A.B.*, Solicitor for the .....

To *C.D.*, Solicitor for the .....

C.R.O. 1950, Reg. 464, Form 122.

#### Form 131

### ORDER FOR COSTS OF AN ABANDONED APPEAL

(RULE 502)

(Court and Cause)

The appeal of the ..... from the judgment pronounced in this cause on the ..... day of

....., 19..., not having been prosecuted as required by the rules it has been struck from the list as abandoned. And it is now ordered that the said (appellant) shall pay to the (respondent) the costs of the said abandoned appeal to be taxed.

Dated, etc.

.....  
(Registrar)

C.R.O. 1950, Reg. 464, Form 123.

### PETITIONS OF RIGHT

#### Form 132

#### Petition

In the Supreme Court of Ontario

To the Queen's Most Excellent Majesty:

The humble petition of *A.B.* (stating given name and surname) of ....., [by his solicitor, *E.F.*, of .....], sheweth that (stating with convenient certainty the facts entitling the suppliant to relief). Your suppliant therefore humbly prays that, etc.

The suppliant proposes that the trial of this petition shall take place at the ..... of .....

Dated the ..... day of ....., 19....

(Signed) ..... *A.B.*  
or *C.D.*, Counsel for *A.B.*  
or *E.F.*, Solicitor for *A.B.*

(*Stating the usual place of abode of the suppliant, and, if he has a solicitor, the place of business of such solicitor.*)

#### Endorsement

The suppliant prays for a plea or answer on behalf of Her Majesty within twenty-eight days, or otherwise that the petition may be taken as confessed.

C.R.O. 1950, Reg. 464, Form 124.

#### Form 133

#### NOTICE TO APPEAR TO PETITION

To.....

You are hereby required to appear to the within petition in Her Majesty's Supreme Court of Ontario within eight days, and to plead or answer thereto within fourteen days after the date of service hereof.

Take notice that, if you fail to plead or answer in due time, the said petition may, as against you, be ordered to be taken as admitting the truth of the matters set up in the petition.

C.R.O. 1950, Reg. 464, Form 125.

#### Form 134

#### CERTIFICATE OF JUDGMENT FOR PETITIONER

To the Honourable the Treasurer of Ontario:

In the matter of the petition of right of *A.B.*, in Her Majesty's Supreme Court of Ontario.

I hereby certify that on the ..... day of ....., 19...., it was by the said Court adjudged [*or ordered*] that the above-named suppliant was entitled to, etc.

.....  
(Judge)

C.R.O. 1950, Reg. 464, Form 126.

#### MISCELLANEOUS FORMS

#### Form 135

#### Certificate of Taxation

I certify that pursuant to the judgment [*or order*] herein dated *or* the request of the Master, *or as may be*

I have taxed the costs of the ..... at \$.....

C.R.O. 1950, Reg. 464, Form 127.

#### Form 136

#### MODE OF MARKING EXHIBITS AT THE TRIAL

(RULE 262)

In the Supreme Court of Ontario

*Smith vs. Jones*

This Exhibit, the property of ....., is produced by the plaintiff [*or defendant as the case may be*]

this ..... day of ....., 19....

.....  
Registrar [*or Local Registrar*]

C.R.O. 1950, Reg. 464, Form 128.

#### Form 137

#### SCHEDULE OF EXHIBITS

(RULE 262)

In the Supreme Court of Ontario

*Smith vs. Jones*

List of exhibits put in at the trial of this action at.....the.....day of....., 19....

#### Plaintiff's Exhibits

- (1) Patent.
- (2) Deed, Jones to Smith.
- (3) Bundle promissory notes (six in all).

#### Defendant's Exhibits

- (4) Records of proceedings at Lodge of A.O.U.W.
- (5) Will of Arthur Brown.

.....  
(signature of officer)

C.R.O. 1950, Reg. 464, Form 129.

#### Form 138

#### FORM OF SATISFACTION PIECE

(RULE 539)

Satisfaction is acknowledged of the judgment bearing date the ..... day of ....., 19...., in an action in the Supreme Court of Ontario wherein *A.B.* was plaintiff and *C.D.* and others were defendants, whereby it was adjudged that the plaintiff should

recover against the said defendants the sum of \$.....

for debt and the further sum of \$.....for costs.

And the said *A.B.* doth hereby expressly nominate and appoint *M.N.*, his solicitor, to witness and attest his acknowledgment of satisfaction.

Signed by the said *A.B.* on the ..... day of ....., 19...., in the presence of the said *M.N.*, a solicitor of the Supreme Court of Ontario.

(Signed)  
"A.B."  
the above-named  
plaintiff.

And I, the said *M.N.*, hereby declare myself to be solicitor for the said *A.B.* expressly named by him and attending at his request to inform him of the nature and effect of this acknowledgment of satisfaction which I accordingly did before the same was executed by him. In testimony whereof I subscribe my name as such solicitor.

Signed "M.N."

C.R.O. 1950, Reg. 464, Form 130.

Form 139

BONDS, ETC.

REPLEVIN BONDI

(RULES 362 AND 363)

Know all men by these presents, that we *A.B.* (*the plaintiff*) of ....., *W.G.*, of ....., and *J.S.*, of ....., are jointly and severally held and firmly bound to *W.P.*, Esquire, Sheriff of the County of ....., in the sum of \$ ..... of lawful money of Canada, to be paid to the said Sheriff, or his certain attorney, executors, administrators or assigns, for which payment to be well and truly made we bind ourselves, and each and every of us in the whole, our, and each and every of our heirs, executors and administrators, firmly by these presents.

Dated this ..... day of ....., 19...

The condition of this obligation is such that, if the above bounden *A.B.* prosecute his action with effect and without delay against *C.D.* for the taking and unjustly detaining [*or unjustly detaining, as the case may be*] of his goods and chattels, to wit: (*here set forth the property distrained, taken or detained*), and do make a return of the said property, if a return thereof shall be adjudged, and also to pay such damages as the defendant shall sustain by the issuing of the order of replevin if the said *A.B.* fails to recover judgment in his said suit, and further do observe, keep and perform all rules and orders made by the Court in the said action [*where Rule 363 so requires add and do indemnify and save harmless the defendant from all loss and damage which he may sustain by reason of the seizure of the said goods and chattels (as the case may be) and of any deterioration of the same in the meantime in the event of their being returned and all costs and expenses which the defendant may incur, including reasonable costs not taxable between party and party*], then this obligation shall be void, or else remain in full force and virtue.

Sealed and delivered |  
in the presence of |

Form of Assignment

Know all men by these presents, that I, *W.P.*, Esquire, Sheriff of the ..... of ....., have at the request of the within-named *C.D.*, the defendant in this cause, assigned over this Replevin Bond unto the said *C.D.*, pursuant to the Rules of the Supreme Court of Ontario in that behalf.

In witness whereof I have hereunto set my hand and seal of office this ..... day of ....., 19...

Sealed and delivered |  
in the presence of |

C.R.O. 1950, Reg. 464, Form 131.

Form 140

VERIFICATION OF RETURN OF MONEYS PAID INTO COUNTY COURT OR SURROGATE COURT

(RULE 773)

I hereby solemnly declare that the annexed statement is a full and true statement of the moneys paid

into the County [*or Surrogate*] Court of the County of ....., during the year 19...., and that it correctly shows the state of the various accounts therein mentioned upon the 31st day of December last.

.....  
Clerk [*or Registrar*]

Subscribed and declared before me at .....  
this ..... day of ....., 19...

*C.D.*  
(Commissioner for taking affidavits  
or Justice of the Peace)

C.R.O. 1950, Reg. 464, Form 132.

Form 141

NOTICE OF APPLICATION FOR JUDGMENT ABSOLUTE

(RULE 805)

I ..... of the .....  
of ....., in the ..... of ....., the solicitor in this action for the above-named plaintiff [*or plaintiff by counter-claim*] give notice that application is hereby made for judgment absolute in this action and I hereby certify that:

1. No appeal from the judgment nisi herein, dated the ..... day of ....., 19...., has been served upon me or upon my firm.

2. No notice of intervention or of desire to show cause why the judgment should not be made absolute has been served upon me or upon my firm.

Signed this ..... day of ....., 19...

.....  
(signature)

.....  
(address)

NOTE: *Where a notice of appeal or intervention or of a desire to show cause has been given in the action, the certificate of the solicitor shall state the fact and shall certify as to the disposition thereof.*

C.R.O. 1950, Reg. 464, Form 133.



## TARIFF A

## TARIFF OF FEES TO BE ALLOWED SOLICITORS IN THE SUPREME COURT AND UPON PROCEEDINGS UNDER ANY STATUTE BEFORE A JUDGE OF THE SUPREME COURT

1. For institution of an action.....	\$35.00	Counsel fee on examination: To the party examining.....	\$20.00
In mortgage actions in which writ specially endorsed, \$5 further. This item covers all costs except those of applications in court or chambers up to and including search for appearance.		To the party examined.....	10.00
2. Defence.....	20.00	Counsel fee subject to increase in the discretion of the taxing officer at Toronto in special cases. (See also rule 661.)	
Where an affidavit of merits is filed to a specially endorsed writ, \$10 further. This item covers the entry of appearance, but does not include any application in court or chambers.		15. Counsel fee at trial, to.....	75.00
3. Pleadings.....	40.00	An increased counsel fee and fee to junior counsel may be allowed in the discretion of the taxing officer at Toronto.	
This item covers all pleadings, affidavits on production, jury notices, etc., etc. Where there is a counter-claim and the costs of claim and counter-claim are awarded to different parties, this item and items 7 and 8 shall be apportioned by the taxing officer.		16. Solicitor attending trial where no second counsel employed.....	30.00
4. Drawing and settling issues and stated cases.....	10.00	If the trial lasts more than one day, then for each additional day, \$25.	
Subject to increase to.....	30.00	17. Judgment, including attendance to hear judgment, drafting minutes, settlement and issue of the same, taxation of costs, etc.: To the party having the carriage of the order.....	15.00
5. Third party notice or summons to party added by counter-claim.....	20.00	To other parties.....	10.00
6. Record and entry for trial.....	10.00	Subject to increase to \$25.	
7. Preparation for trial, including notice of trial, notices to produce and admit, subpoenas, and advising upon evidence....	40.00	18. Correspondence pending suit.....	5.00
Subject to increase in the discretion of the taxing officer at Toronto to \$75, and in cases of a difficult nature involving large amounts or values to \$150.		Subject to increase in the discretion of the taxing officer to \$25.	
8. Briefs at trial, per folio.....	.15	19. On originating motion in court, to the party moving, to cover all preliminary proceedings, notices, affidavits, services, etc.....	35.00
9. Upon <i>ex parte</i> motions in chambers, including affidavits, etc.....	20.00	Subject to increase to \$75. In chambers.....	25.00
10. Upon contested interlocutory chamber motions.....	30.00	Subject to increase to \$50. To a party appearing, for preliminary proceedings up to.....	25.00
Subject to increase in the discretion of the taxing officer at Toronto, to a sum not exceeding \$60.		Subject to increase when affidavits necessary to support the case of the party incurring costs to \$50 when motion in court; and to \$40 when motion in chambers. Counsel fee in the discretion of the taxing officer at Toronto and in matters heard in Ottawa and London by the officer there. Issuing order, etc., to the party having carriage.....	15.00
11. <i>Ex parte</i> motions in court.....	30.00	To other parties.....	10.00
12. Application for judgment absolute in a matrimonial cause where counsel not required to attend.....	25.00	Subject to increase to \$25. Correspondence.....	5.00
13. Contested interlocutory motions in court. Subject to increase by the taxing officer to \$60. Upon motions where questions of special importance and difficulty are involved and matters of substance are determined, such as appeals from a master's report or from a surrogate court or from an award of arbitrators or injunction or other motions when the rights of the litigants are determined, an increased fee may be allowed by the taxing officer at Toronto.	40.00	Subject to increase in the discretion of the taxing officer to \$25. This item applies to all applications under the provisions of any statute.	
14. Examinations, preliminary attendances, arranging to cover all charges except counsel fee: To the party examining.....	8.00	20. Upon motions and originating notices for copies of affidavits properly served on opposite parties per folio.....	.15
To the party examined.....	4.00	21. Where the provisions of rule 238 apply, For copies of material furnished thereunder per folio of one copy.....	.15
		For statement of facts and law.....	10.00
		Subject to increase by the taxing officer at Toronto to \$35.	
		22. Fair copy of material correspondence in chronological order, for use of the trial judge, when proper, per folio.....	.15
		Solicitor's attendances arranging for its admission by opposite party.....	5.00
		Subject to increase to \$10. In appeals from the official arbitrator or from a county court judge acting as arbitrator under the provisions of any statute which authorizes him to award costs upon the Supreme Court scale or where the amount involved is large, the court may allow costs on the Supreme Court scale.	

In cases stated under *The Assessment Act* where the amount involved is large, the court may order costs to be taxed on the Supreme Court scale.

### 23. Upon appeals to the Court of Appeal.

Preliminary proceedings:

To party appealing..... \$35.00  
To respondent..... 20.00

For the copies of the pleadings, exhibits, etc., furnished for the judges, per folio of one copy, 25c.

For statement of points of law and of fact intended to be argued, \$15. Subject to increase by taxing officer at Toronto to \$50.

Counsel fees in the discretion of the taxing officer at Toronto—

Issuing judgment or order, etc., etc.

To party having carriage..... 15.00  
To the other party..... 10.00

This item applies to appeals from the Ontario Municipal Board.

### 24. Fees on references not otherwise provided for.

Preparation fee:

In mortgage references where plaintiff's claim does not exceed \$5,000..... 10.00

In all other references..... 10.00

Subject to increase where justified by the importance of the matter and the work involved to an amount not exceeding \$25.

Adding parties:

First party added..... 10.00  
Each additional party added..... 5.00

Attendance fee:

Upon all *ex-parte* attendances before Master..... 5.00

Upon appointment to propound scheme in references under *The Mental Incompetency Act*, including any adjournments..... 25.00

Subject to increase in discretion of the taxing officer at Toronto to \$50.

Upon all other attendances before Master (No fee to be allowed on attendances merely to file documents in the Master's office.)..... 10.00 per hour

Report (including attendance signing report):

In mortgage references where plaintiff's claim does not exceed \$10,000..... 10.00

In all other references..... 10.00

Subject to increase where justified by the importance of the matter and the work involved to an amount not exceeding \$25.

Correspondence pending reference up to... 5.00

In addition to above fees there may be allowed in a sale action:

Preparing conditions of sale and advertisement..... 15.00

Arranging for advertising, etc..... 10.00

Arranging for auctioneer when one employed..... 10.00

Fee conducting sale (no attendance fee to be allowed)

Where plaintiff's claim does not exceed \$10,000..... 25.00

Where plaintiff's claim exceeds \$10,000..... 35.00

Arranging for payment of purchase money \$10.00

The Master may allow a fee for the following services:

For the preparation of a conveyance where one is executed.

For arraing a private sale.

Instead of the above fees, a lump sum fee for the whole reference may be allowed by the taxing officer at Toronto, subject to any direction in the order of reference.

25. Signing default judgment including computations in mortgage actions..... 8.00

or, where a notice is given by a defendant under rule 465 and no reference is required..... 10.00

26. Commissions, in addition to costs of motion..... 8.00

Reasonable fee to counsel and foreign agents attending execution of commission, not exceeding \$25 in the discretion of the taxing officer, or to be increased in the discretion of the taxing officer at Toronto.

27. Writs of execution, in addition to disbursements..... 6.00

Renewals, in addition to disbursements... 4.00

28. On application to taxing officer at Toronto for increased counsel fees and upon the taxation of the costs of abandoned motions and appeals, or upon taxations where an action is discontinued or money paid into court is accepted..... 10.00

29. An order for revivor and service thereunder where occasioned by the death or the transmission of interest of an opposite party... 15.00

NOTE: The court or the judge or officer hearing any motion may allow a smaller fee than above provided.

TARIFF OF FEES TO BE ALLOWED SOLICITORS IN COUNTY COURTS AND UPON PROCEEDINGS UNDER ANY STATUTE TAKEN BEFORE THE JUDGE OF THE COUNTY COURT OR BEFORE ANY JUDICIAL OFFICER OTHER THAN A JUDGE OF THE SUPREME COURT

1. For the institution of an action..... \$20.00

This item covers all costs except those of application in court or chambers up to and including search for appearance.

2. Defence..... 15.00

Where an affidavit of merits is filed to a specially endorsed writ, \$5 further.

This item covers the entry of appearance, but does not include any application in court or chambers.

3. Pleadings..... 20.00

This item covers all pleadings, affidavits on production, jury notice, etc.

4. Third party notice and summons to party added by counter-claim..... 15.00

5. Record and entry for trial..... 5.00

6. Preparation for trial, including notice of trial, notices to produce and admit, subpoenas and advising on evidence..... 15.00

Subject to increase in cases involving over \$500 and under \$1,000 to \$30, and in cases involving \$1,000 or over to \$50.

7. Brief at trial, per folio..... 15

8. *Ex parte* motion in chambers, including affidavits..... 10.00

9. Contested interlocutory chamber motion. Subject to increase in the discretion of the judge to a sum not exceeding.....	\$15.00 25.00
10. <i>Ex parte</i> motions in court.....	15.00
11. Contested interlocutory motions in court. Subject to increase in the discretion of the judge to a sum not exceeding.....	20.00 40.00
12. Examinations: Preliminary attendances, to cover all attendances except counsel fee: To the party examining..... To the party examined..... Counsel fee: To the party examining..... To the party examined..... Subject to increase in cases involving over \$500 in discretion of the judge but not exceeding.....	  5.00 2.00  10.00 5.00  20.00
13. Counsel fee at trial up to..... Subject to increase in cases involving \$500 or more to a sum not exceeding... And where the trial in such cases lasts more than one day, to an additional sum not exceeding \$30 per diem for each additional day, such counsel fee not to exceed in all the sum of..... (In cases where the claim is not a money demand, the judge shall determine the amount involved)	50.00 90.00 150.00
14. Solicitor attending trial when not counsel or partner of counsel in cases involving over \$500.....	20.00
15. Judgment: To party having carriage..... To other parties.....	8.00 4.00
16. Correspondence up to..... Subject to increase in cases involving \$500 or more to.....	5.00 10.00
17. Originating motions in court: To party moving for preliminary proceedings..... Subject to increase to, not exceeding.... To party appearing, for preliminary proceedings..... Subject to increase when affidavits necessary to..... Counsel fee, in discretion of judge, not exceeding..... Issuing order, to party having carriage. To other parties.....	15.00 25.00 5.00 20.00 40.00 10.00 4.00
18. Originating motions in chambers: To party moving, for preliminary proceedings..... Subject to increase to..... To party appearing..... Subject to increase when affidavits necessary to..... Counsel fee, in discretion of judge, not exceeding..... Issuing order, to party having carriage. To other parties.....	10.00 20.00 5.00 15.00 40.00 10.00 4.00
19. Upon motions, copies of affidavits properly served on opposite party, per folio..	.15
20. Appeals to the Court of Appeal: Preliminary proceedings: To party appealing..... To the respondent..... Counsel fee, in the discretion of the taxing officer at Toronto, not exceeding, (a) in appeals involving less than \$500.. (b) in appeals involving \$500 or more...	  20.00 10.00  50.00 100.00

## Issuing order, etc.:

To party having carriage.....	\$10.00
To other parties.....	5.00

For the copies of the pleadings, exhibits, etc., furnished for the judges, per folio of one copy, 25c.

For statement of points of law and of fact intended to be argued, \$15. Subject to increase by taxing officer at Toronto to \$25.

In cases in which under *The County Courts Act* the costs in the county court are allowed upon the Supreme Court scale, the costs of an appeal shall be taxed upon the Supreme Court scale, unless the Court of Appeal otherwise directs.

In appeals from the surrogate court where in the surrogate court the costs are taxable or have been taxed upon the Supreme Court scale, the costs of appeal shall be taxed upon the Supreme Court scale, unless the Court of Appeal otherwise directs.

This item applies to all appeals under any statute except appeals from a Supreme Court judge or the Ontario Municipal Board.

In appeals from the official arbitrator or from a county court judge acting as arbitrator under any statute that authorizes him to award costs upon the Supreme Court scale or where the amount involved is large, the court may allow costs on the Supreme Court scale.

In cases stated under *The Assessment Act* where the amount involved is large, the court may order costs to be taxed on the Supreme Court scale.

21. References:	
Preparation fee.....	5.00
Adding parties:	
First party added.....	5.00
Each additional party added.....	2.00
Attendance fee:	
Upon all <i>ex parte</i> attendances.....	3.00
	per
	hour
Upon all other attendances on reference.....	5.00
	per
	hour
Subject to increase up to.....	8.00
	per
	hour
(No fee to be allowed on attendances merely to file documents)	
Report, including attendance signing report.....	5.00
Correspondence pending reference up to.....	3.00
For conducting sale up to.....	15.00

Instead of the above fees a lump sum fee for the whole reference may be allowed by the judge.

22. Signing default judgment, including computations in mortgage actions.....	5.00
or, where a notice is given by a defendant under rule 465 and no reference is required.....	8.00
23. Commission (in addition to costs of motion).....	5.00
Attending on execution, foreign agents' fees, etc., in discretion of judge.	



24. Writs of execution, in addition to disbursements. . . . . \$ 4 00  
 Renewals, in addition to disbursements. . . . . 3 00

Where in an action in the county court costs are awarded on the scale of the Supreme Court under *The County Courts Act*, the taxing officer at Toronto has the same power of allowing increased fees as in cases in the Supreme Court.

In the counties of Carleton, Essex, Middlesex, Wentworth, and York where a fee other than the counsel fee at the trial may be increased by the judge, the clerk may allow the increase subject to an appeal to the judge and upon such appeal the exercise of discretion by the clerk is subject to review.

O. Reg. 106/51, s. 2, Tariff A; O. Reg. 42/52, s. 7;  
 O. Reg. 119/60, ss. 11, 12.

NOTE: Unless otherwise specified, the allowances in the above tariffs of solicitors' fees are exclusive of proper disbursements.

Upon taxation between a solicitor and his client, additional allowances may be made in the discretion of the officer taxing, but the exercise of such discretion is subject to review upon an appeal.

Where for any reason the services covered by an item are not completed, the fee may be apportioned by the taxing officer.

#### TARIFF B

##### TARIFF OF DISBURSEMENTS

1. On issue of writ in a matrimonial cause. . . \$20.00
2. On issue of any other writ of summons. . . . 5.00
3. On renewal, duplicate and concurrent writs. . . . . 2.00
4. On all other writs . . . . . 2.00
5. Notice to third party and summons to defendant by counter-claim. . . . . 3.00
6. (1) Commission to take evidence. . . . . 2.00  
 (2) Letters rogatory in addition to commission. . . . . 2.00
7. On entry of appearance (any number of defendants may appear at one time by the same appearance by the same solicitor without extra charge). . . . . 3.00
8. (1) On a memorandum of desire of opportunity to redeem in an action for foreclosure or sale. . . . . 1.00  
 (2) On a memorandum desiring a sale instead of foreclosure in an action for foreclosure . . . . . 1.00
9. On a dispute notice under rule 807.  
 (1) by a party to the action . . . . . 1.00  
 (2) by any other person . . . . . 2.00
10. Amending pleadings, including claim on a specially endorsed writ, or amending writs, judgments, orders or reports. . . . 1.00  
 (To include all amendments pursuant to one order, consent or praecipe)
11. On certification of record. . . . . 3.00

12. On repassing record. . . . . \$ 1.00
13. (1) On setting down a matrimonial cause for trial. . . . . 10.00  
 (2) On setting down any other action for trial,  
     (a) with a jury (including the fee payable under *The Jurors Act*. . . . . 10.00  
     (b) without a jury. . . . . 5.00
14. (1) On setting down any motion commenced by an originating notice in court including filings by all parties. . . 3.00  
 (2) On setting down any motion before a judge in court other than in a proceeding commenced by an originating notice including filings by all parties. . . 2.00  
 (3) On any notice of motion before a judge in chambers or Master or local master in a proceedings commenced by an originating notice including filings by all parties. . . . . 2.00  
 (4) On any notice of motion before a judge in chambers or Master or local master other than in a proceeding commenced by an originating notice including filings by all parties. . . . . 1.00  
 (5) On any notice of motion in an *ex parte* proceeding before a judge in court or in chambers including filings by all parties. . . . . 1.00
15. (1) On setting down an appeal to the Court of Appeal from a division court. . . 2.00  
 (2) On setting down any other appeal to the Court of Appeal. . . . . 4.00
16. On notice of intervention or of desire to show cause. . . . . 1.00
17. On application for judgment absolute in matrimonial causes including filings. . . . 5.00
18. (1) On every court order including entry. . . 3.00  
 (2) On every other order except praecipe orders including entry. . . . . 2.00  
 (3) On praecipe orders including entry. . . . 1.00
19. On every judgment including an order or certificate of a judgment of the Court of Appeal including entry. . . . . 5.00
20. Satisfaction piece including notation on the satisfaction piece and on original judgment and entry in judgment book. . . 1.00
21. On any certificate issued by the Accountant . . . . . .50
22. (1) No charge shall be made for inspection of books of Accountant's office.  
 (2) Making itemized copies of ledger accounts in Accountant's office, per ledger page or part thereof. . . . . 1.00  
 (3) On a direction to pay money into court or on a cheque for payment out of court. . . . . .50  
 (4) No charge on cheques for \$25 or less or on directions to receive money paid on mortgages to the Accountant.



23. (1) On any other certificate.....	\$ 1.00	(2) Solicitor and Client,	
(2) If over three folios, for each extra folio.....	.20	(a) appointment.....	\$ 1.00
24. (1) On every exemplification of judgment.....	2.00	(b) attendance on taxation per hour or part thereof.....	2.00
(2) If over three folios, for each extra folio.....	.20	(c) fee on report.....	2.00
25. (1) Making and comparing copies, per folio.....	.20	30. On quieting titles:	
(2) Comparing papers prepared by solicitor for certifying, for each three folios.....	.20	(1) On filing of petition.....	5.00
26. Making up and forwarding papers (postage or carriage charges to be paid extra).....	1.00	(2) To referee on reference.....	15.00
27. On every search not made in the ordinary course of an action or matter,		(3) On the certificate of quieting titles,	
(1) when the action or proceeding is not more than five years old.....	.50	(a) when the value of the property does not exceed \$5,000.....	5.00
(2) when action or proceeding is more than five years old.....	1.00	(b) when the value of the property exceeds \$5,000.....	10.00
28. On references:		31. On examination before special examiner:	
(1) On application for first appointment (to include adding parties in mortgage references).....	2.00	(1) Appointment.....	.50
(2) Attending on reference, per hour or part thereof.....	2.00	(2) Oath.....	.50
(3) On all reports and certificates other than those issued on completion of reference, including attendance signing report or certificate.....	2.00	(3) Taking depositions, per hour.....	4.00
(4) On completion of reference (including attendance signing report where one is issued),		(4) Marking exhibits.....	.20
(a) where the amount involved is less than \$50,000.....	5.00	(5) Copy for solicitor, per folio.....	.15
(b) where the amount involved is \$50,000 or over.....	10.00	(6) Return.....	.50
(5) Where Master conducts auction sale,		(7) Certificate.....	.50
(a) and the property is sold.....	10.00	(8) Attendance when examination not proceeded with unless 24 hours' previous notice given.....	5.00
(b) and the sale is abortive.....	5.00	(9) Attendance out of office, extra per mile.....	.50
(6) Fee on proof of claim by added party or creditor,		(10) For a reporter's attendance on examination when the examiner is not a stenographer and the reporter is not a salaried officer of the examiner, if no copy of the examination is ordered, \$10 for a full day and \$5 for a half day or less.	
(a) where the claim does not exceed \$2,000.....	1.00	32. When a shorthand reporter is employed upon a reference, the fees payable shall be as follows:	
(b) where the claim exceeds \$2,000.....	2.00	(1) For services at the hearing, each day on which actually employed.....	10.00
(7) Taxation of costs by Master on reference.....	1.00	(2) For the copy of evidence required to be filed on an appeal to a single judge, and one copy for the appellant, and one copy for each respondent, but not exceeding five copies altogether, 75 cents a page of any one transcription of shorthand notes.	
(8) Order made on reference including entry where required..... (See also section 71 of <i>The Judicature Act</i> )	2.00	(3) On a further appeal to the Court of Appeal from a single judge for the five additional copies required, 40 cents a page of one copy for the five copies.	
29. Taxations:		(4) For copies of evidence required for use on reference, 60 cents a page for transcribing and supplying ribbon copy and 20 cents a page of one copy for all additional copies required not exceeding five copies.	
(1) Party and Party, including filings and certificate of taxation.....	2.00		
(For fee on revision by taxing officer at Toronto of bills of costs and disbursements pursuant to rule 685, see rule 686.)			

- (5) For copies, other than those provided for in items 2, 3 and 4, 60 cents a page for ribbon copy and 20 cents a page for carbon copy.
- (6) For reading evidence to the Master from notes when no copies are ordered at the rate of \$2.50 per hour, payable by the party having the conduct of the reference.
- (7) Items 1 and 6 are not payable to reporters employed at Osgoode Hall paid by salary.
- (8) A "page" means a typewritten page containing approximately 300 words in thirty double-spaced lines.
- (9) Shorthand notes of evidence shall be transcribed on standard evidence paper, being paper approximately 12½ inches long, 8½ inches wide and 16M weight with a 2-inch ruled margin on the left side and every line or every fifth line numbered consecutively from top to bottom.
- (10) The transcript of evidence shall contain an index showing the name of each witness with a page reference to where his examination in chief commences, his cross-examination commences, and his re-examination commences, and shall contain also a list of the exhibits and their numbers, and the page number where they appear in the evidence.
- (11) Where the transcript of evidence consists of twenty or more pages, it shall be bound on the left side in book form with covers approximately 20M weight, and where it consists of fewer than twenty pages, it shall be similarly bound with or without covers.
33. Fees payable to witnesses in both Supreme Court and county court:
- (1) Attending trial, each day of necessary attendance ..... \$3.00
- Barristers, solicitors, physicians and surgeons, other than parties to the cause, when called upon to give evidence in consequence of any professional service rendered by them or to give professional opinions, each day of necessary attendance, unless otherwise provided by statute, ..... 8.00
- Engineers, actuaries, chartered or certified public accountants, surveyors and architects, other than parties to the cause, when called upon to give evidence of any professional service rendered by them or to give evidence depending upon their skill or judgment, each day of necessary attendance, unless otherwise provided by statute, ..... 8.00
- (2) The travelling expenses of witnesses, over three miles, shall be allowed, according to the sums reasonably and actually paid, but in no case shall exceed twenty cents per mile, one way.
- (3) In addition to the fee for attending at trial, where the witness resides elsewhere and is required to remain

at the place of trial overnight, the amount reasonably and actually paid for living expenses, but not more than \$3 for each day of necessary attendance.

- (4) If witnesses attend in one case only, they are entitled to the full allowance. If they attend in more than one case, they are entitled to a proportionate part in each case only.
- (5) An allowance may be made to an interpreter not exceeding the fee payable to a professional witness.
- (6) A reasonable sum may be allowed for the preparation of any plan, model or photograph when necessary for the due understanding of the evidence.

#### FEES PAYABLE TO COUNTY COURT CLERKS

- |  |         |
|--|---------|
| 1. Upon issue of writ of summons.....  | \$ 1.00 |
| 2. On renewal, duplicate and concurrent writs.....   | 1.50    |
| 3. On all other writs.....   | 1.50    |
| 4. Notice to third party and summons to defendant by counter-claim.....  | 2.00    |
| 5. Upon entry of appearance (Any number of defendants may appear at one time by the same appearance by the same solicitor without extra charge).....   | 2.00    |
| 6. (1) On a memorandum of desire of opportunity to redeem in an action for foreclosure or sale.....  | 1.00    |
| (2) On a memorandum desiring a sale instead of foreclosure in an action for foreclosure.....   | 1.00    |
| 7. Amending pleadings, including claim on a specially endorsed writ, or amending writs, judgments, orders or reports..... (To include all amendments pursuant to one order, consent or praecipe) | 1.00    |
| 8. On certification of record.....   | 2.00    |
| 9. On repassing record.....  | 1.00    |
| 10. Upon setting down of action or issue for trial or assessment:  |         |
| (1) with a jury (including the fee payable under <i>The Jurors Act</i> ).....  | 7.00    |
| (2) without a jury.....  | 1.00    |
| 11. Upon every order.....  | 1.00    |
| 12. Upon entry of judgment (including taxation of costs).....  | 4.00    |
| 13. Entry of satisfaction piece.....   | 1.00    |
| 14. Upon references:   |         |
| (1) Appointment.....   | 1.00    |
| (2) Attendance per hour.....   | 1.50    |
| (3) Drawing and engrossing report.....   | 2.00    |
| (4) Engrossing each additional copy of report.....   | 1.00    |

		Su- preme Court	Coun- ty Court
15. On examination before special examiner:			
(1) Appointment.....	\$ .50		
(2) Oath.....	.50		
(3) Taking depositions, per hour.....	4.00		
(4) Marking exhibits ..	.20		
(5) Copy for solicitor, per folio.....	.15		
(6) Return.....	.50		
(7) Certificate.....	.50		
(8) Attendance when examination not proceeded with unless 24 hours' pre- vious notice given.....	5.00		
(9) Attendance out of office, extra per mile.....	.50		
(10) For a reporter's attendance on ex- amination when the examiner is not a stenographer and the reporter is not a salaried officer of the examiner, if no copy of the examination is ordered, \$10 for a full day and \$5 for a half day or less.			
16. Every certificate not otherwise provided for.....	1.00		
17. Exemplification of judgment.....	2.00		
18. For copies of papers, per folio.....	.20		
19. On every search not made in the ordinary course of an action or matter:			
(1) When action or proceeding is not more than five years old.....	.50		
(2) When action or proceeding is more than five years old.....	1.00		
20. On appeal from county court to Supreme Court (including making up and forwarding papers, preparing certificate and entry of judgment of Court of Appeal).	3.00		
Disbursements for express or postage to be added.			
21. On all applications and proceedings be- fore a county court judge, other than application in an action, not otherwise provided for, and upon all applications in an action after judgment.....	2.00		
O. Reg. 106/51, s. 3, Tariff B; O. Reg. 118/56, ss. 14, 15; O. Reg. 101/59, ss. 21, 22; O. Reg. 119/60, ss. 13, 14.			

TARIFF C

FEES OF SHERIFFS

	Su- preme Court	Coun- ty Court
1. Service on one party of any writ, subpoena, notice, pleading, or other paper, including receiving, filing, return, affidavit of service and one letter (exclusive of mile- age); when more than one paper served at the same time, it shall be considered as one service,		
(1) in a matrimonial cause.....	\$ 5.00	
(2) in any other action or pro- ceeding.....	\$ 4.00	\$ 3.00
2. Each additional party served,		
(1) in a matrimonial cause.....	2.00	
(2) in any other action or pro- ceeding.....	1.50	1.00
3. When writ returned without ser- vice being made.....	2.00	1.50
4. On receiving and filing writs of <i>Fieri Facias</i> and <i>Ven. Ex.</i> and renewals thereof (payable in ad- vance; see <i>The Sheriffs Act, s. 20</i> ).	2.00	1.50
5. For warrant, attending at ad- dress of defendant and report for each debtor when different ad- dresses are given.....	2.00	1.50
6. Transmitting copy of execution to Master of Titles ( <i>The Land Titles Act, s. 145</i> ).....	2.00	1.00
7. Executing each order or writ re- lating to arrest, attachment, ab- seconing debtor, replevin, se- questration, possession, hab. fac. pos., escheat and striking a special jury, and including re- ceiving, filing return, preparing warrant, precept, bond and affi- davits when necessary, and other necessary attendances and in- cluding correspondence (exclu- sive of mileage, of poundage when chargeable, and of reason- able and necessary actual dis- bursements).....	12.00	8.00
8. Poundage on executions and on attachments on the sum made: up to and including \$1,000, 6 per cent; excess over \$1,000 and up to and including \$4,000, 3 per cent; and on excess over \$4,000, 1½ per cent. In county court cases, 5 per cent on the sum made. (Exclusive of mileage and of all reasonable and necessary actual disburse- ments).		
9. For seizure where sale is not pro- ceeded with (exclusive of mileage, of poundage when chargeable, and of all reasonable and neces- sary actual disbursements).....	2.00	1.00
10. (1) Schedule made on the execu- tion of any process, including copy for the debtor, not ex- ceeding five folios.....	1.50	1.00
(2) Each folio above five.....	.20	.20
11. Drawing advertisement and cop- ies, including transmitting and posting.....	4.00	2.00
12. Every notice of sale or postpone- ment thereof.....	.50	.50
13. For each day's attendance upon a view by a jury (exclusive of mileage and all reasonable and necessary actual disbursements)..<	10.00	5.00

	<u>Su- preme Court</u>	<u>Coun- ty Court</u>
14. (1) Mileage from the court house to the place where a paper is served, writ executed or other service performed (one way except in the case of an arrest, when mileage is both ways) per mile payable in advance (see <i>The Sheriffs Act, s. 19</i> ):		
(a) in northern Ontario...	\$ .25	\$ .25
(b) in southern Ontario...	.20	.20
(2) The dividing line between southern Ontario and northern Ontario, for the purposes hereof, is as follows:		
Highway No. 12 from Penetanguishene through Midland to its junction with No. 7 north of Sunderland, No. 7 eastward to Perth, No. 15 to Carleton Place, No. 29 to Arnprior, No. 17 to Renfrew, the paved county road from Renfrew through Douglas to Pembroke, No. 17 Pembroke to Chalk River; the above highways to be included in southern Ontario.		
15. Every letter not above provided for and required by a party or his solicitor.....	.75	.50
16. Bringing up prisoner on attachment or habeas corpus besides mileage as provided in item 14...	2.00	1.50
17. Certificate of surrender by sureties.....	2.00	1.50
18. Where a sheriff is directed by the court to perform any service or do any act for which no fee is provided, he may be allowed such fee as the court thinks fit, and it shall be payable as the court directs ( <i>The Sheriffs Act, s. 19</i> ).		
19. Every search for writs against one debtor not being by a party to a cause or his solicitor.....	.50	.50
20. When search embodied in a certificate, including mailing to solicitor. (It shall include any sales during the six months preceding its date).....	1.00	1.00
21. Maximum fee for a land certificate relating to the investigation of one title and in which shall be included all names required (see <i>The Sheriffs Act, s. 11</i> ).		
22. For notices upon seizure of stock, mortgages, patents and all choses in action, additional.....	4.00	2.00
23. For sheriffs deed or bill of sale....	6.00	5.00
24. For schedule of distribution under <i>The Creditors' Relief Act</i> .....	5.00	3.00

O. Reg. 106/51, s. 4, Tariff C.

## TARIFF D

COSTS ALLOWED ON SALES, LEASES AND MORTGAGES OF LAND UNDER *The Devolution of Estates Act**To the Solicitor for the Personal Representative*

1. Where sale price or amount of mortgage is under \$200, \$10.  
Where it is over \$200, up to and including \$400, \$12.  
Where it is over \$400, up to and including \$600, \$15.  
Where it is over \$600, up to and including \$800, \$20.  
Where it is over \$800, up to and including \$1,000, \$25.  
Where it is over \$1,000, up to and including \$1,500, 2½ per cent.  
Where it is over \$1,500, up to and including \$2,000, \$7 plus 2 per cent.  
Where it is over \$2,000, up to and including \$3,000, \$17 plus 1½ per cent.  
Where it is over \$3,000, up to and including \$5,000, \$32 plus 1 per cent.  
Where it is over \$5,000, \$57 plus ½ of 1 per cent.

Where a part of the land of an estate has been sold, in the case of any subsequent sale, three-fourths of the foregoing amount shall be allowed.

2. In addition to the above amounts there shall be allowed,

- (a) the cost of taking out letters of administration or letters probate and of succession duty affidavits as fixed by the Surrogate Court Rules, where there is no personal estate out of which such costs can be paid;
- (b) the proper disbursements for advertising for creditors where there is no personal estate out of which such disbursements can be paid;
- (c) where the sale is by auction, the auctioneer's fee and the costs of all necessary printing of advertisements; and
- (d) the fees paid to valuers.

*Costs of Official Guardian*

3. The costs of the Official Guardian shall be one-third of the amount allowed under item 1, and his actual disbursements.

*Special Allowances*

4. Where special circumstances render the amount taxable under this tariff unreasonable or inadequate, a judge may order the allowance of a smaller or larger sum.

NOTE: In applying this tariff to leases, the amount shall be deemed to be the annual rental multiplied by the number of years in the term.

C.R.O. 1950, Reg. 464, Tariff E.



## Regulation 397

### under The Judicature Act

#### STENOGRAPHIC REPORTERS

1. In this Regulation, "page" means a typewritten page containing approximately 300 words in thirty double-spaced lines. C.R.O. 1950, Reg. 235, s. 1.

2. Shorthand notes of evidence shall be transcribed on standard evidence paper, being paper approximately  $12\frac{1}{8}$  inches long,  $8\frac{1}{8}$  inches wide and 16M weight with a 2-inch ruled margin on the left side and every fifth line numbered consecutively from top to bottom. C.R.O. 1950, Reg. 235, s. 2.

3. The transcript of evidence shall contain an index showing the name of each witness with a page reference to where his examination in chief commences, his cross-examination commences and his re-examination commences, and shall contain also a list of the exhibits and their numbers. C.R.O. 1950, Reg. 235, s. 3.

4. Where the transcript of evidence consists of twenty or more pages, it shall be bound on the left side in book form with covers approximately 20M weight and, where it consists of fewer than twenty pages, it shall be similarly bound with or without covers. C.R.O. 1950, Reg. 235, s. 4.

5.—(1) Stenographic reporters are entitled to the following fees for copies of shorthand evidence:

1. For the copies required to be filed in an appeal and one copy for the appellant and one copy for the respondent, not exceeding seven copies, 80 cents a page of one copy.
2. For copies additional to those referred to in paragraph 1, 20 cents a page for each copy.
3. For copies other than those referred to in paragraph 1, 60 cents a page for the first copy and 20 cents a page for each additional copy.

(2) Where a copy referred to in paragraph 1 of subsection 1 is ordered by or on behalf of the Attorney General or the counsel for the prosecution in a criminal appeal, the Attorney General or the counsel for the prosecution, as the case may be, shall pay 20 cents a page of the fee prescribed.

(3) The fee for charges to the jury and oral judgments, other than for use in appeal books, is 80 cents a page for the ribbon copy and 20 cents a page for each additional copy. O. Reg. 201/58, s. 1.



## Regulation 398

### under The Junior Farmer Establishment Act

#### GENERAL

##### INTERPRETATION

1. In this Regulation, "board" means the board of directors of the Corporation. O. Reg. 288/52, s. 1.

2. Meetings of the board may be called at any time by the chairman or, in his absence, by the vice-chairman. O. Reg. 288/52, s. 2.

3. Notice of all meetings of the board shall be delivered to the office of each member of the board at least twenty-four hours before the meeting but no notice is necessary when all members of the board, either before or after the meeting, sign a waiver of notice. O. Reg. 288/52, s. 3.

4. Two directors constitute a quorum at any meeting of the board. O. Reg. 288/52, s. 4.

5. The board shall cause the secretary, or some other official of the Corporation who is charged with that duty, to keep a book or books in which shall be recorded,

- (a) a copy of the Act and any amendments thereto and a copy of the regulations;
- (b) a copy of all Orders-in-Council relating to the Corporation;
- (c) the names of all members of the board with the date on which each became, and ceased to be, a member of the board; and
- (d) the minutes of all meetings and votes of the board, verified by the signature of the chairman or vice-chairman. O. Reg. 288/52, s. 5.

6. The board shall cause proper books of account to be kept, containing full and true statements of,

- (a) the financial transactions of the Corporation;
- (b) the assets of the Corporation;
- (c) the money received and expended by the Corporation and the matters in respect of which the receipt and expenditure took place; and
- (d) the credits and liabilities of the Corporation. O. Reg. 288/52, s. 6.

7. The fiscal year of the Corporation terminates on the 31st day of March in each year. O. Reg. 288/52, s. 7.

8. All cheques, notes and orders for the payment of money may be signed by two directors, or the board may by resolution appoint any officials or persons on behalf of the Corporation to sign cheques, notes and orders for the payment of money, and the cheques, notes and orders shall be signed by two officials or persons so appointed. O. Reg. 288/52, s. 8.

9. Contracts, documents or instruments in writing requiring execution by the Corporation may be signed by the chairman, the vice-chairman or a director, or the board may by resolution appoint any official or person on behalf of the Corporation to sign contracts, documents and instruments in writing. O. Reg. 288/52, s. 9.

10. Debentures of the Corporation, whether in coupon form or in fully registered form, shall be sealed with the seal of the Corporation and may be signed by the chairman or vice-chairman of the Corporation and by the secretary or other officer of the Corporation and the interest coupons attached to any coupon debentures may be signed by the secretary or other officer of the Corporation; the signature of the chairman or vice-chairman of the Corporation upon debentures and the signature of the secretary or other officer of the Corporation upon any interest coupons may be engraved, lithographed, printed or otherwise mechanically reproduced and any such engraved, lithographed, printed or mechanically reproduced signature shall be deemed for all purposes the signature of such chairman, vice-chairman, secretary, or other officer of the Corporation, as the case may be, and shall be binding upon the Corporation; the said signatures may be the signatures of the chairman or vice-chairman of the Corporation and of the secretary or other officer of the Corporation, respectively, holding office at the time each such signature is respectively affixed (either manually or by mechanical reproduction as aforesaid) to any such debentures or interest coupons and notwithstanding any change in any of the persons holding the said offices between the time when such signatures are so affixed and the date of delivery of the debentures and notwithstanding the fact that the person whose signature is so affixed may not have held office at the date of the debentures or at the date of delivery thereof, the debentures and the interest coupons attached to any coupon debentures, so signed, shall be valid and binding upon the Corporation. O. Reg. 204/56, s. 1.

11. The seal of the Corporation shall be in the form of two concentric circles with the words "The Ontario Junior Farmer Establishment Loan Corporation" inserted in the space between the circles and when used shall be authenticated as provided by section 9. O. Reg. 288/52, s. 10.

#### TERMS AND CONDITIONS OF LOANS

12. The rate of interest on loans made by the Corporation to borrowers is,

- (a) where the loan is repayable within a period of twenty years, 4 per cent a year; and
- (b) where the loan is repayable within a period longer than twenty years, 4½ per cent a year. O. Reg. 288/52, s. 11.

#### FEEES AND EXPENSES

13. The fees and expenses payable by borrowers under the Act are as follows:

- 1. For valuating the security offered by the borrower, a fee of ..... \$ 10
- 2. For legal services, where the amount of the loan is,
  - (a) not more than \$2,500, a minimum fee of ..... 25
  - (b) more than \$2,500, at the rate of 1 per cent of the amount of the loan;
  - (c) \$3,000 or over but under \$4,000, a fee of ..... 24

(d) \$4,000 or over but under \$5,000, a fee of .....	\$ 27
(e) \$5,000 or over but under \$6,000, a fee of .....	30
(f) \$6,000 or over but under \$7,000, a fee of .....	33
(g) \$7,000 or over but under \$8,000, a fee of .....	36
(h) \$8,000 or over but under \$9,000, a fee of .....	39
(i) \$9,000 or over but under \$10,000, a fee of .....	42
(j) \$10,000 or over but under \$11,000, a fee of .....	45

(k) \$11,000 or over but under \$12,000, a fee of .....	\$ 48
(l) \$12,000 or over but under \$13,000, a fee of .....	51
(m) \$13,000 or over but under \$14,000, a fee of .....	54
(n) \$14,000 or over but under \$15,000, a fee of .....	57
(o) \$15,000, a fee of .....	60

3. Expenses actually and necessarily incurred by way of disbursements for investigating and certifying title and for registration of documents and taxes on documents. O. Reg. 288/52, s. 12; O. Reg. 162/53, s. 1.



Regulation 399

under The Labour Relations Act

GENERAL

FINANCIAL STATEMENT OF PENSION OR WELFARE FUND

1.—(1) Every person operating a pension or welfare fund for the benefit of employees shall, upon the request of the Superintendent of Insurance, file with the Department of Insurance an audited financial statement of the affairs of the fund for the last completed fiscal year.

(2) An audited financial statement filed under subsection 1 shall show,

- (a) how the fund is administered;
- (b) the basis on which contributions to the fund and pension or welfare payments are made or are to be made;
- (c) the assets of the fund;
- (d) the liabilities of the fund as they are known; and
- (e) the income and expenditure of the fund. O. Reg. 269/60, s. 1.

REMUNERATION OF CHAIRMAN AND MEMBERS OF CONCILIATION BOARD

2. The amount of remuneration of a chairman of a conciliation board for his several duties as such shall be,

- (a) \$60 for each day,
  - (i) that he is present when the board sits,
  - (ii) necessarily spent in travelling from his place of residence to meetings of the board and returning therefrom, or
  - (iii) during which he is engaged in preparing the report of the board's findings and recommendations, not exceeding two days;

- (b) the amount of,
  - (i) his railway fare, including expenses for a compartment, and
  - (ii) his taxi-cab fare,

where necessarily, actually and reasonably expended in connection with the work of the board; and

- (c) where he travels by his own automobile in connection with the work of the board, ten cents for every mile necessarily travelled. O. Reg. 55/56, s. 1, revised.

3. The amount of remuneration for the several duties of a member of a conciliation board other than a chairman, shall be,

- (a) for considering the recommendation of a person to be the third member of the board, \$5;

- (b) \$20 for each day,
  - (i) that he is present when the board sits,
  - (ii) necessarily spent in travelling from his place of residence to meetings of the board and returning therefrom, or
  - (iii) during which he is engaged in preparing the report of the board's findings and recommendations, not exceeding two days; and
- (c) the amount of his travelling and living expenses for each day that he is absent from his place of residence where the expenses are necessarily, actually and reasonably expended in connection with the work of the board. O. Reg. 55/56, s. 2, revised.

FORMS

4.—(1) A copy of a decision of an arbitrator or arbitration board for filing in the office of the Registrar of the Supreme Court under subsection 9 of section 34 of the Act shall be in Form 1.

(2) A copy of a determination of the Board for filing in the office of the Registrar of the Supreme Court under subsection 5 of section 65 of the Act shall be in Form 2. O. Reg. 344/60, s. 1.

5. A statement filed with the Board under section 60 of the Act shall be in Form 3. O. Reg. 270/60, s. 1.

Form 1

The Labour Relations Act

In the matter of the decision of an arbitrator or arbitration board pursuant to section 34 of The Labour Relations Act.

Between:

Complainant,

—and—

Respondent.

To: The Registrar of the Supreme Court:

1, ..... being a  
(name)

(Party, employer, trade union or employee)

\*Strike out if not applicable. affected by the decision of \*an arbitrator or \*arbitration board under section 34 of The Labour Relations Act hereby files the decision under the said section 34.

2. The decision was made under the following circumstances:

- i. Arbitrator or Members of Board of Arbitration:
- ii. Appearances for Complainant:
- iii. Appearances for Respondent:
- iv. Date and Place of Hearing:
- v. Date of Decision:
- vi. Date of Release of Decision:

\*Strike out if not applicable. \* vii. Date Provided in Decision for Compliance:

3. The decision, exclusive of the reasons therefor, reads as follows:
4. The respondent has failed to comply with the decision.

Dated at . . . . . this . . . . . day of . . . . . ,

19 . . .

I certify that the copy of the decision is a true copy and the particulars set out herein are within my knowledge and accurate.

.....  
signature of person filing the  
decision or, where person filing  
is a corporation or trade union,  
of an officer authorized in that  
behalf

O. Reg. 344/60, Form 1.

## Form 2

### *The Labour Relations Act*

In the matter of a determination by The Ontario Labour Relations Board pursuant to section 65 of *The Labour Relations Act*.

Between:

Complainant,

—and—

Respondent.

To: The Registrar of the Supreme Court:

1. The Ontario Labour Relations Board hereby files a determination made in this matter under section 65 of *The Labour Relations Act*.
2. The determination was made under the following circumstances:
  - i. Members of the Board who constituted the quorum who made the Determination:
  - ii. Appearances for the Complainant:
  - iii. Appearances for the Respondent:
  - iv. Date and Place of Hearing:
  - v. Date of Determination:
  - vi. Date of Release of Determination:

\*Strike out if not applicable. \* vii. Date Provided in Determination for Compliance:

3. The determination, exclusive of the reasons therefor, reads as follows:
4. The Ontario Labour Relations Board has been notified that the respondent has failed to comply with the determination.

Dated at . . . . . this . . . . . day of . . . . . ,

19 . . .

I certify that the copy of the determination is a true copy and the particulars set out herein are accurate.

.....  
Registrar  
Ontario Labour Relations Board

O. Reg. 344/60, Form 2.

## Form 3

### *The Labour Relations Act*

## STATEMENT OF TRUSTEESHIP OVER LOCAL UNION TO THE ONTARIO LABOUR RELATIONS BOARD

(name of provincial, national or international trade

....., having assumed super-  
union filing statement)

vision or control over .....  
(name of subordinate trade union)

submits the following information to the Ontario Labour Relations Board under section 60 of *The Labour Relations Act*:

1.—(a) Head office address of provincial, national or international trade union that has assumed supervision or control:

(b) Address for service of such provincial national or international trade union:

2. Address of the subordinate trade union:

3. Date on which supervision or control was assumed:

4.—(a) Name(s) and address(es) of person(s) appointed to exercise supervision or control over subordinate trade unions:

(b) By whom was such appoint made:

(i) (if by the executive or other body) the name of the body and the names and official positions of the persons composing the body:

(ii) (if by an individual or individuals) the name(s) and official position(s) of such person(s):

5. Period of time during which supervision or control is to be exercised:

6.—(a) Detailed statement of the terms under which supervision or control is to be exercised (give

the provisions of any document, including the constitution or by-laws, appointing a supervisor or controller and defining the terms under which supervision or control is to be exercised):

(b) The provisions, if any, that have been made in the terms under which supervision or control is to be exercised for:

- (i) the holding of membership meetings of the subordinate trade union:
- (ii) the representation of members of the subordinate trade union at conferences

and conventions of the trade union that has assumed supervision or control over the subordinate trade union:

Dated at.....this.....day of....., 19...

.....  
.....  
(signatures of principal officers)

## Regulation 400

under The Labour Relations Act

### OFFICE OF THE BOARD

1. The Office of the Board and the Board Room for hearings shall be located 8 York Street, Toronto 1, Ontario. O. Reg. 84/54, s. 1, *amended*.



## Regulation 401

### under The Labour Relations Act

#### RULES OF PROCEDURE

##### INTERPRETATION

##### 1.—(1) In these Rules,

- (a) "file" means file with the Board;
- (b) "party" means an applicant or complainant and each person served with notice of the application or complaint;
- (c) "person" includes a partnership, employers' organization, trade union and council of trade unions;
- (d) "registrar" means the registrar of the Board and includes a deputy registrar;
- (e) "respondent" means the person named in an application as a respondent or added as a respondent by the Board under section 55.

(2) Where a period of time is prescribed by these Rules and expressed as a number of days, the period shall be computed as the number of days expressed exclusive of holidays. O. Reg. 268/60, s. 1.

##### APPLICATIONS

##### GENERAL

2. When an application is made, the registrar shall fix a terminal date for the application which shall be not less than five and not more than ten days, as directed by the Board, after,

- (a) the day on which the registrar serves the employer with the notices of application for posting, where they are served personally; or
- (b) the day immediately following the day on which the registrar mails the notices of application to the employer for posting, where they are served by mail. O. Reg. 268/60, s. 2.

##### CERTIFICATION

3. An application for certification as bargaining agent shall be made in quadruplicate in Form 1. O. Reg. 268/60, s. 3.

4.—(1) The registrar shall serve the applicant with a notice of the fixing of the terminal date for the application in Form 2.

(2) The registrar shall serve the respondent with,

- (a) a copy of the application;
- (b) a notice of application and of hearing in Form 3, or a notice of application in Form 4, as the case may be; and
- (c) an appropriate number of notices of application in Form 5 or 6, as the case may be, for posting. O. Reg. 268/60, s. 4.

5. Where an applicant has requested that a pre-hearing representation vote be taken and the Board has refused the request, the registrar shall,

- (a) fix a new terminal date for the application for the purposes of sections 11 and 50;
- (b) serve the applicant with a notice of fixing of terminal date in Form 2;
- (c) serve the respondent and the intervener, if any, with a notice of hearing in Form 7; and
- (d) serve the respondent with an appropriate number of notices of application in Form 5 for posting. O. Reg. 268/60, s. 5.

6. The applicant shall, not later than the second day after the terminal date for the application, file a statement on status of trade union in Form 8 and a declaration concerning membership documents in Form 9. O. Reg. 268/60, s. 6.

7. A respondent shall file a reply in quadruplicate in Form 10 not later than the terminal date for the application and the reply shall be accompanied by a copy of any existing or recently expired collective agreement that is or was recently binding upon the respondent or the employees of the respondent in the bargaining unit claimed by either the applicant or the respondent to be appropriate. O. Reg. 268/60, s. 7.

8. The registrar shall serve upon any trade union named in the application or reply as claiming, or known to him as claiming, to be the bargaining agent of or to represent any employees who may be affected by the application a copy of the application and a notice of application in Form 11. O. Reg. 268/60, s. 8.

9.—(1) A trade union that is served with a notice of application or that claims to represent or to be the bargaining agent of any employees who may be affected by the application shall file its intervention, if any, in quadruplicate in Form 12 not later than the terminal date for the application and, if it fails to file such an intervention, it may be deemed by the Board to have abandoned any claim to represent any of the employees who may be affected by the application.

(2) Where the trade union referred to in subsection 1 claims to be the bargaining agent of any employees who may be affected by the application and is or was recently bound by a collective agreement with the respondent, it shall file a copy of the collective agreement. O. Reg. 268/60, s. 9.

10.—(1) A trade union desiring certification as bargaining agent of employees who may be affected by the application shall file an intervener's application for certification in quadruplicate in Form 13 not later than the terminal date for the application and the intervener's application shall be accompanied by a statement on status of trade union in Form 8 and a declaration concerning membership documents in Form 9.

(2) Section 2 does not apply to an intervener's application.

(3) Where the Board so directs, the registrar shall serve the employer with notices of the intervener's application for posting. O. Reg. 268/60, s. 10.

11.—(1) Any employee or group of employees affected by the application and desiring to make representations to the Board in opposition to the application may file a statement in writing of such desire in the form prescribed by section 50 not later than the terminal date for the application, but this section does not apply where the Board grants a request that a pre-hearing representation vote be taken.

(2) An employee or group of employees who has filed a statement of desire in the form and manner required by this section may appear and be heard at the hearing in person or by a representative and, where he adduces evidence, the evidence shall include testimony in the personal knowledge and observation of the witness as to,

- (a) the circumstances concerning the origination of the statement of desire; and
- (b) the manner in which each signature on the statement of desire was obtained. O. Reg. 268/60, s. 11.

#### CONCILIATION

12. Every application for conciliation services and the reply thereto shall be accompanied by a copy of any existing or recently expired collective agreement between the parties. O. Reg. 268/60, s. 12.

13.—(1) An application for conciliation services other than,

- (a) a joint application for conciliation services; or
- (b) an application by a successor trade union in respect of which no declaration as to successor rights has been made,

shall be made in quadruplicate in Form 14.

(2) When an application under subsection 1 is made, the registrar shall fix a terminal date for the application which shall be not less than four and not more than seven days, as directed by the Board, after,

- (a) the day on which the registrar serves the respondent with the notice of application, where it is served personally; or
- (b) the day immediately following the day on which the registrar mails the notice of application to the respondent, where it is served by mail,

and section 2 does not apply.

(3) The registrar shall serve each respondent with,

- (a) a copy of the application; and
- (b) a notice of application in Form 15.

(4) Each respondent shall file a reply in quadruplicate in Form 16 not later than the terminal date for the application.

(5) Where a party requests a hearing of the application by the Board, he shall set out in the application or reply, as the case may be, a concise statement of,

- (a) the material facts upon which he proposes to rely at the hearing;
- (b) the relief to which he claims to be entitled by reason of such facts; and
- (c) the submissions he proposes to make in support of his claim for relief.

(6) Where a party requests or the Board directs a hearing, the registrar shall serve each of the parties with a notice of hearing in Form 7. O. Reg. 268/60, s. 13.

14. A joint application for conciliation services shall be made in duplicate in Form 17, and section 2 does not apply. O. Reg. 268/60, s. 14.

#### TERMINATION OF BARGAINING RIGHTS

15. An application for a declaration of termination of bargaining rights shall be made in quadruplicate in Form 18. O. Reg. 268/60, s. 15.

16.—(1) The registrar shall serve the applicant with a notice of the fixing of the terminal date for the application in Form 2.

(2) The registrar shall serve the respondent with,

- (a) a copy of the application; and
- (b) a notice of application and of hearing in Form 19.

(3) The registrar shall serve the employer with an appropriate number of notices of application in Form 20 for posting. O. Reg. 268/60, s. 16.

17. A respondent shall file a reply in quadruplicate in Form 21 not later than the terminal date for the application. O. Reg. 268/60, s. 17.

18.—(1) Where the application is made by a person other than the employer, the registrar shall serve the employer with a copy of the application and a notice of application and of hearing in Form 22.

(2) An employer upon whom a copy of an application and a notice of application and of hearing are served shall file his intervention, if any, in quadruplicate in Form 12 not later than the terminal date for the application. O. Reg. 268/60, s. 18.

19.—(1) Any employee or group of employees affected by the application and desiring to make representations to the Board in opposition to the application may file a statement of such desire in the form prescribed by section 50 not later than the terminal date for the application.

(2) An employee or group of employees who has filed a statement of desire in the form and manner required by this section may appear and be heard at the hearing in person or by a representative and, where he adduces evidence, the evidence shall include testimony in the personal knowledge and observation of the witness as to,

- (a) the circumstances concerning the origination of the statement of desire; and
- (b) the manner in which each signature on the statement of desire was obtained. O. Reg. 268/60, s. 19.

#### SUCCESSOR RIGHTS

20. An application for a declaration concerning the status of a successor trade union shall be made in quadruplicate in Form 23. O. Reg. 268/60, s. 20.

21.—(1) The registrar shall serve a copy of the application and a notice of application in Form 24 upon,

- (a) the respondent;
- (b) the trade union named in the application as the predecessor trade union; and
- (c) the employer, where the respondent named in the application is a person other than the employer.

(2) The registrar shall serve the employer with an appropriate number of notices of application in Form 25 for posting. O. Reg. 268/60, s. 21.

**22.** A respondent, a trade union or an employer served under section 21 shall file a reply in quadruplicate in Form 26 not later than the terminal date for the application. O. Reg. 268/60, s. 22.

**23.** An application for conciliation services by a successor trade union in respect of which no declaration as to successor rights has been made shall be made in quadruplicate in Form 27. O. Reg. 268/60, s. 23.

**24.—(1)** The registrar shall serve the respondent and the predecessor trade union named in the application with,

- (a) a copy of the application; and
- (b) a notice of application in Form 28.

(2) The registrar shall serve the employer with an appropriate number of notices of application in Form 29 for posting. O. Reg. 268/60, s. 24.

**25.** Each respondent and each predecessor trade union shall file a reply in quadruplicate in Form 30 not later than the terminal date for the application. O. Reg. 268/60, s. 25.

**26.—(1)** Any employee or group of employees affected by an application under section 20 or 23 who has any objections or who desires to make representations in opposition to the application shall file a statement of objections and desire to make representations in the form prescribed by subsection 1 of section 49 not later than the terminal date for the application.

(2) Where a party requests a hearing of the application by the Board, he shall set out in the application or reply, as the case may be, a concise statement of,

- (a) the material facts upon which he proposes to rely at the hearing;
- (b) the relief to which he claims to be entitled by reason of such facts; and
- (c) the submissions he proposes to make in support of his claim for relief.

(3) Where a party requests or the Board directs a hearing, the registrar shall serve each of the parties with a notice of hearing in Form 7. O. Reg. 268/60, s. 26.

#### DECLARATION THAT STRIKE OR LOCKOUT UNLAWFUL

**27.—(1)** An application for a declaration that a strike is unlawful shall be made in quadruplicate in Form 31 or 32, as the case may be.

(2) An application for a declaration that a lockout is unlawful shall be made in quadruplicate in Form 33.

(3) Section 2 does not apply to an application under subsection 1 or 2. O. Reg. 268/60, s. 27.

**28.** The registrar shall serve each respondent with,

- (a) a copy of the application; and
- (b) a notice of application and of hearing in Form 34. O. Reg. 268/60, s. 28.

**29.** A respondent may reply by filing his reply in quadruplicate in Form 35 not later than the sixth day after,

- (a) the day on which the registrar served the respondent with the notice of application, where it was served personally; or
- (b) the day immediately following the day on which the registrar mailed the notice of application to the respondent, where it was served by mail. O. Reg. 268/60, s. 29.

#### CONSENT TO INSTITUTE PROSECUTION

**30.—(1)** An application for consent to institute a prosecution shall be made in quadruplicate in Form 36.

(2) Section 2 does not apply to an application under subsection 1.

(3) The registrar shall serve each respondent with,

- (a) a copy of the application; and
- (b) a notice of application and of hearing in Form 34. O. Reg. 268/60, s. 30.

**31.** A respondent may reply by filing his reply in quadruplicate in Form 37 not later than the sixth day after,

- (a) the day on which the registrar served the respondent with the notice of application, where it was served personally; or
- (b) the day immediately following the day on which the registrar mailed the notice of application to the respondent, where it was served by mail. O. Reg. 268/60, s. 31.

#### COMPLAINTS

##### FINANCIAL STATEMENTS

**32.—(1)** A complaint that a trade union has failed upon request to furnish a member with a copy of the audited financial statement of its affairs shall be made in quadruplicate in Form 38.

(2) The registrar shall serve the trade union with a copy of the complaint and a notice of complaint in Form 39. O. Reg. 268/60, s. 32.

**33.** The trade union shall file its reply in quadruplicate in Form 40 not later than the sixth day after,

- (a) the day on which the registrar served the trade union with the notice of complaint, where it was served personally; or
- (b) the day immediately following the day on which the registrar mailed the notice of complaint to the trade union, where it was served by mail. O. Reg. 268/60, s. 33.

**34.** Where, after the expiration of the time for reply fixed by section 33, the complainant informs the Board that the trade union has not furnished the complainant with a copy of the financial statement or where the trade union in its reply claims that the applicant is not entitled to be furnished with such a statement, the registrar shall serve each of the parties with a notice of hearing in Form 7. O. Reg. 268/60, s. 34.

#### COMPLAINT OF UNFAIR PRACTICE IN EMPLOYMENT

**35.** A complaint under section 65 of the Act shall be in writing and shall contain,

- (a) the name and address of the complainant;
- (b) the name and address of the person against whom the complaint is made;
- (c) the name of each person aggrieved;
- (d) the date upon which each act or omission complained of occurred;
- (e) a concise statement of the nature of each act or omission complained of; and
- (f) the steps, if any, that have been taken on behalf of each person aggrieved for the adjustment of the matters giving rise to the complaint. O. Reg. 268/60, s. 35; O. Reg. 331/60, s. 1.



36. Where the Board authorizes a field officer to inquire into a complaint, the field officer shall deliver a copy of the complaint to the person against whom the complaint is made. O. Reg. 268/60, s. 36.

37.—(1) Where the Board inquires into the complaint by means of a hearing by the Board, the registrar shall serve the complainant and the person against whom the complaint is made with a notice of the hearing in Form 7.

(2) Where the Board inquires into the complaint by means of a person authorized by the Board to inquire into the complaint and report to the Board, the registrar shall serve the complainant and the person against whom the complaint is made with a notice of inquiry in Form 41.

(3) The person against whom the complaint is made shall file his reply, if any, in quadruplicate in Form 42 not later than the sixth day after,

- (a) the day on which the registrar served the notice of hearing or inquiry, where it was served personally; or
- (b) the day immediately following the day on which the registrar mailed the notice of hearing or inquiry, where it was served by mail. O. Reg. 268/60, s. 37.

38.—(1) The registrar shall serve a copy of the report of the person authorized to inquire into the complaint together with notice of the report in Form 43 upon each of the persons served with the notice of inquiry.

(2) Any person served with notice of the inquiry who has any objections or who desires to make representations concerning the report shall file a statement of objections and desire to make representations in the form prescribed by subsection 1 of section 49 or a statement of representations concerning the report in the form prescribed by subsection 2 of section 49 not later than the sixth day after,

- (a) the day on which the registrar served the person with the notice of report, where it was served personally; or
- (b) the day immediately following the day on which the registrar mailed the notice of report to the person, where it was served by mail.

(3) Where the registrar receives a statement of objections and desire to make representations filed in the form and manner required by this section or where the Board so directs, the registrar shall serve each of the parties with a notice of hearing by the Board in Form 7. O. Reg. 268/60, s. 38.

#### JURISDICTIONAL DISPUTES

39. A complaint to the Board under section 66 of the Act shall be in writing and shall contain,

- (a) the name and address of the complainant;
- (b) the name and address of the person against whom complaint is made;
- (c) the name and address of any other person who, in the complainant's opinion, may be affected by the complaint;
- (d) the dates upon which the acts or omissions complained of occurred;
- (e) a concise statement of the nature of the acts or omissions complained of; and
- (f) the steps, if any, that have been taken by or on behalf of the complainant for the adjustment of the matters giving rise to the complaint. O. Reg. 268/60, s. 39; O. Reg. 331/60, s. 2

40.—(1) A request for review by the Board of an interim order or direction of a jurisdictional disputes commission shall be in Form 44 and shall be accompanied by a copy of the interim order or direction.

(2) The registrar shall serve each person named by the applicant in the request for review or known to the registrar to be affected by the interim order or direction of the jurisdictional disputes commission with a notice of application and of hearing in Form 45.

(3) Every person who is served with a notice of application shall file his reply in quadruplicate in Form 46 not later than the sixth day after,

- (a) the day on which the registrar served the notice of application, where it was served personally; or
- (b) the day immediately following the day on which the registrar mailed the notice of application, where it was served by mail. O. Reg. 268/60, s. 40.

#### EXAMINERS

41.—(1) In this section, "examiner" means a person authorized by the Board to inquire into and report upon any matter arising out of a proceeding before the Board, other than a person making an inquiry referred to in section 36 or 37.

(2) An examiner shall file his report immediately upon its completion and, where the Board so directs, the registrar shall serve upon each of the parties to the proceedings and, in the case of an application for certification or for a declaration terminating bargaining rights, upon any employee or representative of a group of employees who appeared at the hearing of the application, a copy of the report and a notice of the report in Form 47.

(3) Any person who is served with a notice of the report and who has any objections or desires to make representations concerning the report shall file a statement of objections and desire to make representations in the form prescribed by subsection 1 of section 49 not later than the sixth day after,

- (a) the day on which the registrar served the notice of the report, where it was served personally; or
- (b) the day immediately following the day on which the registrar mailed the notice of the report, where it was served by mail.

(4) Where the registrar receives a statement of objections and desire to make representations filed in the form and manner required by this section or where the Board so directs, the registrar shall serve each of the parties to the proceeding with a notice of hearing in Form 7. O. Reg. 268/60, s. 41.

#### REPRESENTATION VOTES

42. Where the Board directs the taking of a representation vote and refers the matter to the registrar, the registrar may, subject to the provisions of the reference,

- (a) settle the list of employees to be used for the purposes of the vote;
- (b) settle the form of the ballot;
- (c) settle the date and hour for the taking of the vote;
- (d) set the number and location of the polling places;
- (e) prepare notices of the taking of the vote in Form 48 and direct posting thereof by the employer on his premises;



- (f) act as the returning officer or appoint a returning officer;
- (g) appoint such deputy returning officers and poll clerks as he deems necessary;
- (h) give any directions he deems necessary for the disposition of improperly marked ballots and of ballots of persons whose eligibility to vote has been challenged by a party or is in doubt and generally for the proper conduct of the vote;
- (i) take the vote by secret ballot on the premises of the employer during working hours if practicable or, if not practicable, in any other manner or place approved by the Board; and
- (j) direct all interested persons to refrain and desist from propaganda and electioneering during the day or days the vote is taken and for seventy-two hours before the day on which the vote is commenced. O. Reg. 268/60, s. 42.

43.—(1) Upon the completion of the vote the returning officer shall,

- (a) prepare a report of the vote;
- (b) serve a copy of the report together with a notice of the report in Form 49, 50 or 51, as the case may be, upon each of the parties;
- (c) serve the employer with an appropriate number of copies of the report and the notice; and
- (d) file a copy of the report.

(2) The employer shall post the copies of the report and notice immediately upon their receipt and keep them posted upon his premises in conspicuous places where they are most likely to come to the attention of all employees who may be affected by the application until the expiration of the sixth day after the day on which the returning officer served the employer with copies of the report and the notice.

(3) Immediately after the employer has posted the copies of the report and notice under subsection 2 he shall file a return of posting in Form 52. O. Reg. 268/60, s. 43.

44.—(1) Where a representation vote is taken after the hearing of an application,

- (a) a party; or
- (b) any employee or representative of a group of employees,

who has any objections or who desires to make representations concerning the report of the returning officer or the vote shall file a statement of objections and desire to make representations in the form prescribed by subsection 1 of section 49 on or before the last day fixed for the posting of the copies of the report and notices under subsection 2 of section 43.

(2) Where a pre-hearing representation vote is taken,

- (a) a party; or
- (b) any employee or representative of a group of employees,

who has any objections concerning the report of the returning officer or the vote or who desires to make representations concerning the report or the vote or the application shall file a statement of objections and desire to make representations in the form prescribed by subsection 1 of section 49 not later than the last day fixed for the posting of the copies of the report and the notices under subsection 2 of section 43.

(3) Upon receiving a statement of objections and desire to make representations in the form and manner required by this section, the registrar shall serve a notice of hearing in Form 7 upon each of the parties to the proceedings and upon each person who has filed a statement.

(4) Where no statement of objections and desire to make representations has been filed in the form and manner required by this section, the report constitutes evidence before the Board in respect of the vote and the matters contained therein, including the eligibility of any person whose eligibility to vote has been challenged by a party or is in doubt, and the Board may dispose of the application before it upon the evidence then before it without further notice to any party or to the employees. O. Reg. 268/60, s. 44.

#### DISMISSAL WITHOUT A HEARING

45.—(1) Where an application or complaint does not, in the opinion of the Board, make out a *prima facie* case for the remedy requested, the Board may dismiss the application or complaint without a hearing and it shall in its decision state the reason for the dismissal.

(2) The applicant or complainant may within ten days after he is served with the decision of the Board under subsection 1 request the Board to review its decision.

(3) A request for review under this section shall contain a concise statement of the facts and reasons upon which the applicant relies.

(4) Upon a request for review being filed, the Board may,

- (a) direct that the application or complaint be re-opened and proceeded with by the Board in accordance with the provisions applicable thereto;
- (b) direct the registrar to serve the applicant and any other person who in the opinion of the Board may be affected by the application or complaint with a notice of hearing to show cause why the application or complaint should be re-opened; or
- (c) confirm its decision dismissing the application or complaint. O. Reg. 268/60, s. 45.

#### CONSTITUTIONAL QUESTIONS

46.—(1) Where in a proceeding before the Board any person intends to object upon constitutional grounds to the Board dealing with the proceeding, he shall file a notice of his intention, setting out in detail,

- (a) a concise statement of the objection intended to be raised;
- (b) the basis for the objection, including a statement of the law and a reference to the statutes and cases upon which he relies; and
- (c) a statement of all relevant facts.

(2) The registrar shall serve a copy of the notice of intention upon each of the parties to the proceeding and upon the Attorney General for Canada and the Attorney General for Ontario.

(3) Every party to the proceeding shall within ten days of the service of the notice of intention file a statement of his submissions, if any, including a statement of the law and a reference to the statutes and cases upon which he relies and, where he disagrees with the statement of facts set out in the notice of intention, including a statement of all relevant facts.

(4) The registrar shall serve a copy of any submissions filed upon each of the other parties to the proceeding and upon the Attorney General for Canada and the Attorney General for Ontario.

(5) The Attorney General for Canada and the Attorney General for Ontario may appear before the Board and present argument. O. Reg. 268/60, s. 46.

#### PARTICULARS

47.—(1) No person shall adduce evidence at the hearing of an application of any material fact that has not been included in the application or in any document filed under these Rules in respect of the application, except with the consent of the Board and upon such terms and conditions as the Board thinks advisable.

(2) Where a statement in an application or complaint or in any document filed under these Rules in respect of the application or complaint is so indefinite or incomplete as to hamper any person in the preparation of his case, the Board may, upon the request of the person made promptly upon receipt of the application, complaint or document, direct that the information stated be made specific or complete and, if the person so directed fails to comply with the direction, the Board may strike the statement from the application, complaint or document. O. Reg. 269/60, s. 47.

48.—(1) Where, at the hearing of an application other than an application,

(a) for a declaration that a strike or lockout is unlawful; or

(b) for consent to institute a prosecution,

a person intends to allege improper or irregular conduct by any person, he shall file a notice of such intention which shall contain a concise statement of the material facts upon which he intends to rely in support of the allegation but not the evidence by which the material facts are to be proved.

(2) Where, in the opinion of the Board, a person has not filed notice of intention promptly upon discovering the conduct alleged, he shall not, without the consent of the Board upon such terms and conditions as the Board thinks advisable, adduce evidence at the hearing of the application of such facts.

(3) An application,

(a) for a declaration that a strike or lockout is unlawful; or

(b) for consent to institute a prosecution,

shall contain a concise statement of the material facts upon which the applicant intends to rely in support of his application but not the evidence by which the material facts are to be proved.

(4) The statement referred to in subsections 1 and 3 shall include,

(a) the time when and the place where the acts or omissions complained of occurred; and

(b) the names of the persons who engaged in or committed them. O. Reg. 268/60, s. 48.

49.—(1) A statement of objections and desire to make representations shall,

(a) be in writing signed by the person making the statement or his representative;

(b) contain the names of the parties to the application or complaint;

(c) contain a return mailing address;

(d) contain a concise summary of the objections and representations; and

(e) contain an undertaking that the person making the statement will attend in person or by a representative any hearing directed by the Board in connection with the statement.

(2) A statement of representations concerning a report filed under section 38 shall,

(a) be in writing signed by the person making the statement or by his representative;

(b) contain the names of the parties to the complaint;

(c) contain a return mailing address; and

(d) contain all the representations the person desires the Board to consider in connection with the report. O. Reg. 268/60, s. 49.

#### EVIDENCE AS TO REPRESENTATION

50.—(1) Evidence of membership in a trade union or of objection by employees to certification of a trade union or of signification by employees that they no longer wish to be represented by a trade union shall not be accepted by the Board on an application for certification or for a declaration terminating bargaining rights unless the evidence is in writing, signed by the employee or each member of a group of employees, as the case may be, and,

(a) is accompanied by a return mailing address and the name of the employer; and

(b) is filed not later than the terminal date for the application.

(2) No oral evidence of membership in a trade union or of objection by employees to certification of a trade union or of signification by employees that they no longer wish to be represented by a trade union shall be accepted by the Board except to identify and substantiate the written evidence referred to in subsection 1. O. Reg. 268/60, s. 50.

#### SERVICE

51.—(1) Where a notice of hearing in Form 7 is required to be served, it shall be served not less than two days before the day fixed for the hearing.

(2) Where any person served with a notice of hearing fails to attend the hearing or any adjournment thereof, the Board may proceed in his absence. O. Reg. 268/60, s. 51.

52.—(1) Where a document is required to be filed by these Rules, filing shall be deemed to be made,

(a) at the time it is received by the Board; or

(b) where it is mailed by registered mail addressed to the Board at its office at 8 York Street, Toronto 1, Ontario, at the time it is mailed.

(2) Where a document is required to be served by these Rules, the service may be made,

(a) in person; or

(b) by mail addressed to the recipient at his address for service or his last-known or usual address or at his principal office or his place of business, referred to in an application, complaint, intervention or reply in the proceeding.

(3) Where the name and address of a solicitor or agent of a person is shown in an application, reply, intervention, complaint, statement of objections and

desire to make representations or other document, any document may be served upon the person by serving a true copy upon the solicitor or agent. O. Reg. 268/60, s. 52.

**53.—(1)** The registrar shall serve each of the parties to a proceeding with a copy of each reply, intervention, intervener's application for certification, statement of objections and desire to make representations or notice of intention to make allegations of improper or irregular conduct, filed in the proceeding.

(2) Upon receipt of a statement of desire by an employee or a group of employees to make representations in opposition to an application under these Rules, the registrar shall inform in writing the applicant, the respondent and the intervener, if any, of the nature thereof. O. Reg. 268/60, s. 53.

**54.—(1)** Where the registrar serves an employer with notices of application for posting, the employer shall post the notices immediately upon their receipt and keep them posted upon his premises in conspicuous places where they are most likely to come to the attention of all employees who may be affected by the application, until the expiration of the terminal date for the application.

(2) Immediately after the employer has posted the notices under subsection 1 he shall file a return of posting in Form 52. O. Reg. 268/60, s. 54.

#### GENERAL

**55.** The Board may direct that any person be added as a party to a proceeding or be served with any document, as the Board thinks advisable. O. Reg. 268/60, s. 55.

**56.—(1)** The Board may dispose of an application or complaint without further notice to anyone who has not filed a document in the proceeding in the form and manner prescribed by these Rules.

(2) Where a person is served with a notice of hearing by the registrar or is informed of the hearing by posting and fails to appear at the hearing, the Board may dispose of the application or complaint without further notice to the person and without considering any statement filed by him. O. Reg. 268/60, s. 56.

**57.** Where the Board deems it necessary, it may at any time direct that a proceeding before the Board be consolidated with any other proceeding before the Board and it may issue such directions in respect of the conduct of the consolidated proceeding as it thinks advisable. O. Reg. 268/60, s. 57.

**58.—(1)** The Board may, if it thinks it advisable in the interests of justice, adjourn any hearing for such time and to such place and upon such terms as it thinks fit.

(2) The Board may, upon such terms as it thinks fit, enlarge the time prescribed by these Rules for doing any act, serving any notice, filing any report, document or paper or taking any proceeding and may do so although application therefor is not made until after the expiration of the time prescribed.

(3) Where it is satisfied that it is necessary or convenient in the public interest, the Board may abridge the time prescribed by these Rules for doing any act, serving any notice, filing any report, document or paper or taking any proceeding. O. Reg. 268/60, s. 58.

**59.** An application, reply, intervention, complaint, statement of objections and desire to make representations or notice may be amended before or at the hearing by leave of the Board upon such terms and conditions as the Board thinks advisable. O. Reg. 268/60, s. 59.

**60.** No proceeding under these Rules is invalid by reason of any defect in form or of any technical irregularity. O. Reg. 268/60, s. 60.

**61.—(1)** The decisions, declarations, determinations, directions, orders and rulings of the Board shall be signed on behalf of the Board by the chairman or vice-chairman or by a deputy vice-chairman.

(2) The signature of the registrar may be a printed, engraved, lithographed, stamped or mechanically reproduced facsimile. O. Reg. 268/60, s. 61.

**62.** Procedure not prescribed is governed by analogy to these Rules. O. Reg. 268/60, s. 62.

#### SUMMONS

**63.** A summons to a witness shall be in Form 53. O. Reg. 268/60, s. 63.

Form 1

*The Labour Relations Act*

APPLICATION FOR CERTIFICATION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,  
Respondent.

The applicant applies to the Ontario Labour Relations Board for certification as bargaining agent of the employees of the respondent in a unit that it claims to be appropriate for collective bargaining.

The applicant states:

1. (a) address of applicant:  
(b) address of applicant for service:  
(c) address of respondent:
2. Detailed description and geographic location of the unit of employees of the respondent that the applicant claims to be appropriate for collective bargaining:
3. Approximate number of employees in the unit described in paragraph 2:
4. The name and address of any trade union known to the applicant as claiming to be the bargaining agent of, or as claiming to represent, any employees who may be affected by this application:
- \*Strike out this paragraph if not applicable.      \*5. The applicant requests that a pre-hearing representation vote be taken in this matter among the employees in such voting constituency as the Board determines.
6. Other relevant statements (attach additional pages if necessary):

DATED at.....this.....day of....., 19....

.....  
signature for the applicant.

O. Reg. 268/60, Form 1.

FILE NO.....

Form 2

*The Labour Relations Act*

NOTICE OF FIXING TERMINAL DATE  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,  
Respondent.

TO THE APPLICANT,

1. TAKE NOTICE that, in accordance with the Board's direction, I have fixed the.....day of  
....., 19...., as the terminal date for this application.
2. Your attention is directed to section 50 of the Board's Rules, which reads as follows:
50. (1) Evidence of membership in a trade union or of objection by employees to certification of a trade union or of signification by employees that they no longer wish to be represented by a trade union shall not be accepted by the Board on an application for certification or for a declaration terminating bargaining rights unless the evidence is in writing, signed by the employee or each member of a group of employees, as the case may be, and,  
(a) is accompanied by a return mailing address and the name of the employer; and  
(b) is filed not later than the terminal date for the application.



(2) No oral evidence of membership in a trade union or of objection by employees to certification of a trade union or of signification by employees that they no longer wish to be represented by a trade union shall be accepted by the Board except to identify and substantiate the written evidence referred to in subsection 1.

3. The hearing of the application by the Board will take place at its Board Room, 8 York Street, Toronto 1, Ontario, on.....day, the.....day of....., 19...., at.....o'clock in the .....noon.

DATED this.....day of....., 19....  
(SEAL) ..... Registrar  
O. Reg. 268/60, Form 2.  
FILE NO.....

Form 3

The Labour Relations Act

NOTICE OF APPLICATION FOR CERTIFICATION AND OF HEARING  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and— Applicant,  
Respondent.

TO THE RESPONDENT,

1. TAKE NOTICE that the applicant, on....., 19...., made an application to the Ontario Labour Relations Board for certification as bargaining agent of your employees in a bargaining unit described below. A copy of the application is attached hereto.

2. You are required to post the enclosed Notices to Employees of Application (Form 5), immediately. These notices are to be posted in conspicuous places where they are most likely to come to the attention of all employees who may be affected by the application. You shall keep them posted upon your premises until the close of business on the terminal date set out in paragraph 4.

3. You shall complete and send to the Board immediately the Return of Posting (Form 52), which is attached hereto.

4. Terminal date fixed for this application as directed by the Board is the.....day of ..... 19....

5. You shall send to the Board your reply as well as the material listed below so that:

- (a) it is received by the Board not later than the terminal date shown in paragraph 4; or
- (b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed not later than the terminal date shown in paragraph 4:
  - (i) A list arranged as in the schedule attached hereto of all employees in the bargaining unit described in the application as at....., the date when the applicant's application was made as follows:
  - (ii) Documents, from among existing employment records containing signatures of the employees whose names appear on the list referred to above arranged in alphabetical order.

6. If, in your reply you propose a bargaining unit different from the one proposed by the applicant, you shall indicate on the list of employees referred to in paragraph 5 the name and classification of any person you propose should be excluded from, as well as the name and classification of any person you propose should be added to, the bargaining unit proposed by the applicant and you shall forward to the Board appropriate documents containing the signatures of additional persons, if any.

7. You shall verify the list of employees by adding thereto the following statement:

"This list has been prepared by me or under my instruction and I hereby confirm the accuracy thereof."  
.....  
signature

8. If you fail to file the list of employees and documents containing signatures as set out above, the Board may proceed to dispose of the application on the evidence before it without further notice to you.

9. AND FURTHER TAKE NOTICE of the hearing of the application by the Board at its Board Room at 8 York Street, Toronto 1, Ontario, on the.....day of....., 19...., at....o'clock in the.....noon.

DATED this.....day of....., 19....  
(SEAL) ..... Registrar

SCHEDULE

- A. List (alphabetically arranged) of all employees in the bargaining unit described in the application of the applicant as at the.....day of....., 19.... (Do not include the names of employees that appear in B, C or D.)

Name	Occupational Classification
1.	
2.	
3.	
4.	
5.	

- B. List (alphabetically arranged) of all employees regularly employed for twenty-four hours or less per week in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification
1.	
2.	
3.	
4.	
5.	

- C. List (alphabetically arranged) of all employees who were not actually at work on the.....day of....., 19...., by reason of lay-off, in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification	Date of Lay-off	Expected Date of Recall
1.			
2.			
3.			
4.			
5.			

- D. List (alphabetically arranged) of all employees not previously shown who were not at work on the.....day of....., 19...., in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification	Last Day Worked	Reason for Absence	Expected Date of Return
1.				
2.				
3.				
4.				
5.				

FILE NO.....

Form 4

*The Labour Relations Act*

NOTICE OF APPLICATION FOR CERTIFICATION AND REQUEST FOR  
PRE-HEARING VOTE  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

TO THE RESPONDENT,

1. TAKE NOTICE that the applicant, on....., 19...., made an application to the Ontario Labour Relations Board for certification as bargaining agent of your employees in a bargaining unit described below. A copy of the application is attached hereto.
2. AND TAKE NOTICE that the applicant has requested that a pre-hearing representation vote be taken in this matter among your employees in such voting constituency as the Board may determine.
3. You are required to post the enclosed Notices to Employees of Application (Form 6), immediately. These notices are to be posted in conspicuous places where they are most likely to come to the attention of all employees who may be affected by the application. You shall keep them posted upon your premises until the close of business on the terminal date shown in paragraph 5.
4. You shall complete and send to the Board immediately the Return of Posting (Form 52), which is attached hereto.
5. The terminal date fixed for the application as directed by the Board is the.....day of ....., 19....
6. You shall send to the Board your reply so that,

(a) it is received by the Board not later than the terminal date shown in paragraph 5; or

(b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed not later than the terminal date shown in paragraph 5.
7. You shall prepare and have the following material available on or before the.....day of ....., 19...., for the Examiner whom the Board will appoint in this application:

(i) A list arranged as in the schedule attached hereto of all employees in the bargaining unit described in the application as at....., the date when the applicant's application was made as follows:

(ii) Documents, from among existing employment records containing signatures of the employees whose names appear on the list referred to above, arranged in alphabetical order.
8. If, in your reply, you propose a bargaining unit different from the one proposed by the applicant, you shall indicate on the list of employees referred to in paragraph 7 the name and classification of any person you propose should be excluded from, as well as the name and classification of any person you propose should be added to, the bargaining unit proposed by the applicant and you shall have available for the Examiner appropriate documents containing the signatures of additional persons, if any.
9. You shall verify the list of employees by adding thereto the following statement:

"This list has been prepared by me or under my instruction and I hereby confirm the accuracy thereof"

.....  
signature

10. If you fail to make available to the Examiner a list of employees and documents containing signatures as set out above, the Board may proceed to dispose of the application on the evidence before it without further notice to you.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar

SCHEDULE

- A. List (alphabetically arranged) of all employees in the bargaining unit described in the application of the applicant as at the.....day of....., 19.... (Do not include the names of employees that appear in B, C or D.)

Name	Occupational Classification
1.	
2.	
3.	
4.	
5.	

- B. List (alphabetically arranged) of all employees regularly employed for twenty-four hours or less per week in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification
1.	
2.	
3.	
4.	
5.	

- C. List (alphabetically arranged) of all employees who were not actually at work on the.....day of....., 19...., by reason of lay-off, in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification	Date of Lay-off	Expected Date of Recall
1.			
2.			
3.			
4.			
5.			

- D. List (alphabetically arranged) of all employees not previously shown who were not at work on the.....day of....., 19...., in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification	Last Day Worked	Reason for Absence	Expected Date of Return
1.				
2.				
3.				
4.				
5.				



FILE NO.....

## Form 5

*The Labour Relations Act*NOTICE TO EMPLOYEES OF APPLICATION FOR CERTIFICATION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

## TO THE EMPLOYEES OF

1. TAKE NOTICE that the applicant, on....., 19...., made an application to the Ontario Labour Relations Board for certification as bargaining agent of..... in the following bargaining unit:

2. Your attention is directed to the following information contained in the application:

3. The hearing of the application by the Board will take place at its Board Room, 8 York Street, Toronto 1, Ontario, on.....day, the.....day of....., 19...., at.....o'clock in the.....noon.

4. The terminal date fixed for this application as directed by the Board is the.....day of....., 19....

5. Any employee or group of employees affected by the application and desiring to make representations to the Board in opposition to this application must send to the Board a statement in writing of such desire, which shall,

- (a) contain the return mailing address of the employee or representative of a group of employees;
- (b) contain the name of the employer concerned; and
- (c) be signed by the employee or each member of a group of employees.

6. The statement of desire must be,

- (a) received by the Board not later than the terminal date shown in paragraph 4; or
- (b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, mailed not later than the terminal date shown in paragraph 4.

7. A statement of desire that does not comply with paragraphs 5 and 6 will not be accepted by the Board.

8. Any employee, or group of employees, who has informed the Board in writing of his or their desire in accordance with paragraphs 5 and 6 may attend and be heard at the hearing in person or by a representative. Any representative who appears at the hearing will be required to testify, or produce a witness or witnesses who will be able to testify from his or their personal knowledge and observation, as to (a) the circumstances concerning the origination of the material filed, and (b) the manner in which each of the signatures was obtained. The Board may dispose of the application without further notice and without considering the statement of desire of any person who fails to attend.

9. No oral evidence of membership in a trade union, or of objection by employees to certification of the applicant will be accepted by the Board except to identify and substantiate such written evidence.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar

(NOTE: Any communication with respect to this application should be addressed to: The Registrar, Ontario Labour Relations Board, 8 York Street, Toronto 1, Ontario.)

O. Reg. 268/60, Form 5.

FILE NO.....

**Form 6**

*The Labour Relations Act*

**NOTICE TO EMPLOYEES OF APPLICATION  
AND REQUEST FOR PRE-HEARING VOTE  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD**

Between:

Applicant,

—and—

Respondent.

TO THE EMPLOYEES OF

1. TAKE NOTICE that the applicant, on....., 19...., made an application to the Ontario Labour Relations Board for certification as bargaining agent of ..... in the following bargaining unit:

2. Your attention is directed to the following information contained in the application:

3. AND TAKE NOTICE THAT the applicant has requested that a pre-hearing representation vote be taken in this matter among the employees in such voting constituency as the Board may determine.

4. If the Board grants the request of the applicant that a pre-hearing vote be taken, appropriate notices will be posted indicating the time when and the place where the vote will be taken and the classes of employees who are eligible to vote. If the Board denies the request of the applicant that a pre-hearing representation vote be taken, further notices will be posted advising you as to the manner in which the Board will then deal with the application.

DATED this..... day of....., 19....

(SEAL)

.....  
Registrar

(NOTE: Any communication with respect to this application should be addressed to: The Registrar, Ontario Labour Relations Board, 8 York Street, Toronto 1, Ontario.)

O. Reg. 268/60, Form 6.

FILE NO.....

**Form 7**

*The Labour Relations Act*

**NOTICE OF HEARING  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD**

Between:

Applicant,

—and—

Respondent,

—and—

Intervener.

TO:

TAKE NOTICE of the hearing by the Board of.....  
at the Board Room, 8 York Street, Toronto 1, Ontario, on.....day, the.....day of.....,  
19...., at.....o'clock in the.....noon.

DATED this..... day of....., 19....

(SEAL)

.....  
Registrar

O. Reg. 268/60, Form 7.

FILE NO.....

Form 8

*The Labour Relations Act*

STATEMENT ON STATUS OF TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

—and—

Respondent,

Intervener.

I,.....the.....  
(name) (office)

\*Strike out  
word not  
applicable

of the \*applicant  
\*intervener, herein, state that:

- (1) I have knowledge of the affairs of the \*applicant;  
\*intervener;
- (2) the \*applicant,  
\*intervener, is a trade union within the meaning of section 1 (1) (j) of *The Labour Relations Act*;
- (3) no employer or employers' organization has participated in its formation or administration or contributed financial or other support to it; and
- (4) it does not discriminate against any person because of his race, creed, colour, nationality, ancestry or place of origin.

DATED at....., this.....day of....., 19....

.....  
signature  
for the \*applicant  
\*intervener

O. Reg. 268/60, Form 8; O. Reg. 331/60, s. 3.

FILE NO.....

Form 9

*The Labour Relations Act*

DECLARATION CONCERNING MEMBERSHIP DOCUMENTS  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

—and—

Respondent,

Intervener.

I,.....the.....of the  
(name) (office)

\*Strike out  
word not  
applicable.

\*applicant,  
\*intervener, herein, declare that, to the best of my knowledge, information and belief:

1. The documents submitted in support of the application represent documentary evidence of membership on behalf of.....persons who are employees of the respondent in the  
(number)  
bargaining unit that the \*applicant,  
\*intervener, herein claims to be appropriate for collective  
bargaining.
2. The documentary evidence consists of the following (indicate nature of documents):

\*Strike out phrase not applicable.

3. (Where the documentary evidence consists in part of receipts or other acknowledgments of the payment on account of dues or initiation fees) I have \*personal knowledge, \*made inquiries, concerning the collectors and, on the basis of such \*knowledge, \*inquiries, I state that the persons whose names appear on the receipts or other acknowledgments of the payment on account of dues or initiation fees are the persons who actually collected the moneys paid on account of dues or initiation fees and that each member, on whose behalf a receipt or an acknowledgment of payment is submitted has personally paid in money the amount shown thereon on his own behalf to the person whose name appears on his receipt or acknowledgment of payment as collector, except in the following instances:

DATED at....., this.....day of....., 19.....

.....signature

O. Reg. 268/60, Form 9; O. Reg. 295/60, s. 1 (1, 2)

Form 10

FILE NO.....

The Labour Relations Act

REPLY TO APPLICATION FOR CERTIFICATION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,  
Respondent.

The respondent replies to the application for certification as follows:

The respondent states:

1. (a) correct name of respondent:  
(b) address of respondent:  
(c) address of respondent for service:

2. General nature of the respondent's business:

3. Total number of employees of the respondent on the payroll of the plant(s) or establishment(s) in respect of which the application for certification has been made:

4. Number of employees in the unit described by the applicant as being appropriate for collective bargaining as of the date the application was made:

5. Detailed description and geographic location of the unit claimed by the respondent to be appropriate for collective bargaining:

6. Number of employees in the unit claimed by the respondent to be appropriate for collective bargaining as of the date the application was made:

7. The name and address of any trade union known to the respondent as claiming to be the bargaining agent of or to represent any employees who may be affected by the application:

8. The date of any certification of a bargaining agent of any employees who may be affected by the application:

\*Strike out if not applicable.

\*9. The respondent is or was a party to or bound by a collective agreement, a copy of which is enclosed, with a trade union or council of trade unions that,  
(a) was signed on the.....day of....., 19....;  
(b) became effective on the.....day of....., 19....; and  
(c) contains the following provision relating to its termination or renewal:

10. Other relevant statements (use additional pages if necessary):

DATED at....., this.....day of....., 19.....

.....signature  
for the respondent

O. Reg. 268/60, Form 10.



Form 11

FILE NO.....

The Labour Relations Act

NOTICE OF APPLICATION

BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

Respondent.

TO:

1. TAKE NOTICE that the applicant, on....., 19...., made to the Ontario Labour Relations Board an application for certification as bargaining agent of .....

2. Your attention is directed to the following information contained in the application:

3. AND FURTHER TAKE NOTICE that if you claim to represent any of the employees affected by the application, you shall send to the Board your intervention thereon so that,  
(a) it is received by the Board; or  
(b) if mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed,  
not later than the terminal date fixed for this application as directed by the Board, which terminal date is the .....day of....., 19...., and that if you fail so to send an intervention not later than the.....day of....., 19...., you may be deemed by the Board to have abandoned your claim, if any, to represent any of the employees who may be affected by the application.

DATED this..... day of....., 19....

(SEAL)

..... Registrar

O. Reg. 268/60, Form 11, revised.

Form 12

FILE NO.....

The Labour Relations Act

INTERVENTION

BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

Respondent.

..... intervenes  
(name of intervener)

in this proceeding.

1. The intervener states:  
(a) address of intervener:  
(b) address of intervener for service:

\*Strike out if not applicable.

\*2. The intervener is a trade union that,  
\* (a) represents employees; or  
\* (b) is the bargaining agent of employees who may be affected by the application,  
OR

\*3. The intervener is the employer of the employees affected by this application.

\*4. The intervener submits with this intervention the following documentary evidence:

5. The intervener desires to make the following submissions:

DATED at....., this..... day of....., 19....

..... signature  
for the intervener

O. Reg. 268/60, Form 12.

FILE NO.....

Form 13

*The Labour Relations Act*

APPLICATION FOR CERTIFICATION BY INTERVENER  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent,

—and—

Intervener.

The intervener applies to the Ontario Labour Relations Board for certification as bargaining agent of the employees of the respondent in a unit that it claims to be appropriate for collective bargaining.

The intervener states:

- 1. (a) address of intervener:  
(b) address of intervener for service:
- 2. Detailed description and geographic location of the unit of employees of the respondent that the intervener claims to be appropriate for collective bargaining:
- 3. Approximate number of employees in the unit described in paragraph 2:
- \*4. The intervener requests that a pre-hearing representation vote be taken among the employees in such voting constituency as the Board may determine.
- 5. Other relevant statements (attach additional pages if necessary):

\*Strike out  
if not  
applicable.

DATED at....., this.....day of....., 19....

.....  
signature  
for the intervener

O. Reg. 268/60, Form 13.

Form 14

*The Labour Relations Act*

APPLICATION FOR CONCILIATION SERVICES  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

The applicant applies to the Ontario Labour Relations Board, requesting that conciliation services be made available to the parties.

The applicant states:

- 1. (a) address of applicant:  
(b) address of applicant for service:  
(c) address of respondent:
- 2.\*(1) The parties are bargaining with a view to making a collective agreement after certification of the.....on the.....day of  
(applicant or respondent)

\*Strike out  
if not  
applicable.

....., 19....

OR

- \* (2) The parties are bargaining for the renewal of the collective agreement between or binding upon the applicant and the respondent that,
- (a) was signed on the..... day of....., 19....;
  - (b) became effective on the..... day of....., 19....; and
  - (c) contains the following provisions relating to its termination or renewal:
3. Number of employees in the bargaining unit:
4. (1) Date of written notice of desire to bargain with a view to making a collective agreement:  
(2) Name of party (applicant or respondent) by whom notice given:
5. \* (1) Number of meetings held between the representatives of the parties in an effort to make a collective agreement and dates when meetings were held:
- OR
- \* (2) (If no meetings were held)  
Efforts made by the applicant to arrange for a meeting of the parties with a view to commence bargaining for a collective agreement:
6. \* (1) The applicant consents to the request for conciliation services being granted without a hearing by the Board,
- OR
- \* (2) The applicant consents to the disposition of the application without a hearing by the Board and makes the following representations thereon (use additional pages if necessary):
- OR
- \* (3) The applicant requests a hearing of the application by the Board and undertakes to attend a hearing of the Board for this purpose. The applicant states in support of such request as follows (use additional pages if necessary):

DATED at....., this..... day of....., 19....

.....  
(signature)  
for the applicant

O. Reg. 268/60, Form 14.

Form 15

FILE NO.....

*The Labour Relations Act*

NOTICE OF APPLICATION FOR CONCILIATION SERVICES  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:.....

—and—

Applicant,  
Respondent.

TO THE RESPONDENT,

1. TAKE NOTICE that the applicant, on....., 19...., filed with the Ontario Labour Relations Board, an application, a copy of which is attached, requesting that conciliation services be made available to the parties.
2. The terminal date fixed for this application as directed by the Board is the..... day of....., 19....
3. You shall send to the Board your reply so that,
- (a) it is received by the Board not later than the terminal date shown in paragraph 2; or
  - (b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed not later than the terminal date shown in paragraph 2.
4. If you fail to send your reply to the Board as set out in paragraph 3, the Board may dispose of the application upon the materials, evidence and representations then before it, without further notice to you.

DATED at....., this..... day of....., 19....

(SEAL).....

Registrar

O. Reg. 268/60, Form 15.

FILE NO. ....

## Form 16

*The Labour Relations Act*REPLY TO APPLICATION FOR CONCILIATION SERVICES  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

Respondent.

The respondent replies to the application requesting that conciliation services be made available to the parties as follows:

1. (a) correct name of respondent:

(b) address of respondent:

(c) address of respondent for service:

\*Strike out if not applicable. 2. \*(1) The parties are bargaining with a view to making a collective agreement after certification of the ..... on the ..... day of ....., 19.....  
(applicant or respondent)

OR

\*(2) The parties are bargaining for the renewal of the collective agreement between or binding upon the applicant and the respondent that,

(a) was signed on the ..... day of ....., 19....;

(b) became effective on the ..... day of ....., 19....;

(c) contains the following provision relating to its termination or renewal:

3. Number of employees in bargaining unit:

4. (1) Date of written notice of desire to bargain with a view to making a collective agreement:

(2) Name of party (applicant or respondent) by whom notice given:

5. (1) Number of meetings held between the representatives of the parties in an effort to make a collective agreement and dates when meetings were held:

OR

(2) No meeting was held for the following reasons:

\*Strike out if not applicable. 6. \*(1) The respondent consents to the request for conciliation services being granted without a hearing by the Board:

OR

\*(2) The respondent consents to the disposition of the application without a hearing by the Board and makes the following representations thereon (use additional pages if necessary):

OR

\*(3) The respondent requests a hearing of the application by the Board and undertakes to attend a hearing of the Board for this purpose. The respondent states in support of such request as follows (use additional pages if necessary):

7. Other relevant statements:

DATED at ..... this ..... day of ....., 19.....

.....  
(signature)  
for the respondent

O. Reg. 268/60, Form 16.



Form 17

*The Labour Relations Act*

JOINT APPLICATION FOR CONCILIATION SERVICES  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Trade Union,

Employer.

The parties jointly apply to the Ontario Labour Relations Board, requesting that conciliation services be made available to them.

The parties state:

- 1. (a) address of trade union:
- (b) address of trade union for service:
- (c) address of employer:
- (d) address of employer for service:

\*Strike out if not applicable. 2. \*(1) The parties are bargaining with a view to making a collective agreement after certification of the trade union on the.....day of....., 19....;

OR

- \*(2) The parties are bargaining for the renewal of the collective agreement between or binding upon the trade union and the employer that,
  - (a) was signed on the.....day of....., 19....;
  - (b) became effective on the.....day of....., 19....; and
  - (c) contains the following provision relating to its termination or renewal:

- 3. (1) Date of written notice of desire to bargain with a view to making a collective agreement:
- (2) Name of party (trade union or employer) by whom notice given:
- 4. Number of employees in the bargaining unit affected by the application:
- 5. Number of meetings held between the representatives of the parties in an effort to make a collective agreement and dates when meetings were held:

DATED at....., this.....day of....., 19....

..... (for the employer) ..... (for the trade union)

O. Reg. 268/60, Form 17.

Form 18

*The Labour Relations Act*

APPLICATION FOR DECLARATION  
TERMINATING BARGAINING RIGHTS  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

Respondent.

The applicant applies to the Ontario Labour Relations Board under section..... of the Act for a declaration that the respondent no longer represents the employees in the bargaining unit for which it is the bargaining agent.

The applicant states:

- 1. (a) address of applicant:
- (b) address of applicant for service:

(c) address of respondent:

\*To be completed if applicant is not employer \*2. (a) name of employer of employees affected by the application:  
(b) address of employer:

3. Detailed description and geographic location of the units for which the respondent is the bargaining agent:

4. Approximate number of employees in the unit described in paragraph 3:

5. Other relevant statements (attach additional pages if necessary):

\*Strike out this paragraph if not applicable. \*6. (Where the application is made under section 43 of the Act.) The applicant submits with the application the document or documents by which employees in the bargaining unit have voluntarily signified in writing that they no longer wish to be represented by the respondent.

DATED at....., this..... day of ....., 19....

.....  
signature  
for the applicant

O. Reg. 268/60, Form 18; O. Reg. 331/60, s. 4 (1, 2).

FILE NO.....

### Form 19

#### *The Labour Relations Act*

#### NOTICE OF APPLICATION FOR DECLARATION TERMINATING BARGAINING RIGHTS AND OF HEARING BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

#### TO THE RESPONDENT,

1. TAKE NOTICE that the applicant, on....., 19...., made to the Ontario Labour Relations Board an application, a copy of which is attached, for a declaration that the respondent no longer represents the employees of.....in the following unit:

2. The terminal date fixed for the application as directed by the Board is the.....day of....., 19....

3. You shall send to the Board your reply so that,

(a) it is received by the Board not later than the terminal date shown in paragraph 2;

OR

(b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed not later than the terminal date shown in paragraph 2.

4. If you fail to send your reply on or before the terminal date shown in paragraph 2 and to appear at the hearing of this application, the Board may dispose of the application on the evidence and representations placed before it by the applicant without further notice to you.

5. AND FURTHER TAKE NOTICE of the hearing of the application by the Board at its Board Room at 8 York Street, Toronto 1, Ontario, on.....day, the.....day of....., 19...., at.....o'clock in the.....noon.

DATED this..... day of ....., 19....

(SEAL)

.....  
Registrar

O. Reg. 268/60, Form 19.

FILE NO. ....

## Form 20

*The Labour Relations Act*

NOTICE TO EMPLOYEES OF APPLICATION FOR DECLARATION  
TERMINATING BARGAINING RIGHTS  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

## TO THE EMPLOYEES OF

1. TAKE NOTICE that the applicant, on....., 19...., made to the Ontario Labour Relations Board an application for a declaration that the respondent no longer represents the employees of.....in the following bargaining unit:

2. Your attention is directed to the following information contained in the application:

3. The hearing of the application by the Board will take place at its Board Room, 8 York Street, Toronto 1, Ontario, on.....day, the..... day of....., 19...., at.....o'clock in the.....noon.

4. The terminal date fixed for this application as directed by the Board is the.....day of....., 19....

5. Any employee or group of employees affected by the application and desiring to make representations to the Board in opposition to this application must send to the Board a statement in writing of such desire, which must,

(a) contain the return mailing address of the employee or representative of a group of employees;

(b) contain the name of the employer concerned; and

(c) be signed by the employee or each member of a group of employees.

6. The statement of desire must,

(a) be received by the Board not later than the terminal date shown in paragraph 4; or

(b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, be mailed not later than the terminal date shown in paragraph 4.

7. A statement of desire that does not comply with paragraphs 5 and 6 will not be accepted by the Board.

8. Any employee, or group of employees, who has informed the Board in writing of his or their desire in accordance with paragraphs 5 and 6 may attend and be heard at the hearing in person or by a representative. Any representative who appears at the hearing will be required to testify, or produce a witness or witnesses who will be able to testify from his or their personal knowledge and observation, as to (a) the circumstances concerning the origination of the material filed, and (b) the manner in which each of the signatures was obtained. The Board may dispose of the application without further notice and without considering the statement of desire of any person who fails to attend.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar

(NOTE: Any communication with respect to this application should be addressed to: The Registrar, Ontario Labour Relations Board, 8 York Street, Toronto 1, Ontario.)

FILE NO. ....

Form 21

*The Labour Relations Act*

REPLY TO APPLICATION FOR DECLARATION  
TERMINATING BARGAINING RIGHTS  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

The respondent replies to the application for a declaration that the respondent no longer represents the employees in the bargaining unit for which it is the bargaining agent as follows:

The respondent states:

- \*To be completed if applicant is not the employer.

\*Strike out if not applicable.

1. (a) correct name of respondent:  
  
(b) address of respondent:  
  
(c) address of respondent for service:  
  
\*2. (a) name of employer of employees affected by the application:  
(b) address of employer:  
3. Detailed description and geographic location of the unit for which the respondent is the bargaining agent:  
  
4. Approximate number of employees in the unit as of the date the application was made:  
  
5. The date of the certification, if any, of the respondent as bargaining agent of the employees in the unit:  
  
\*6. The respondent is or was a party to or bound by a collective agreement, a copy of which is enclosed herewith, with.....that,  
( name of employer)  
(a) was signed on the.....day of....., 19....;  
(b) became effective on the.....day of....., 19....; and  
(c) contains the following provision relating to its termination or renewal:  
  
7. Other relevant statements (use additional pages if necessary):

DATED at....., this..... day of....., 19....

.....  
signature  
for the respondent



FILE NO. ....

Form 22

*The Labour Relations Act*

NOTICE OF APPLICATION FOR DECLARATION  
TERMINATING BARGAINING RIGHTS AND OF HEARING  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

TO:

1. TAKE NOTICE that the applicant, on....., 19...., made to the Ontario Labour Relations Board an application, a copy of which is attached, for a declaration that the respondent no longer represents the employees of..... in a unit described below.

2. You are required to post the enclosed notices to employees of application and of hearing (Form 20) immediately. These notices are to be posted in conspicuous places where they are most likely to come to the attention of all employees who may be affected by the application. You shall keep them posted upon your premises until the terminal date for the application shown in paragraph 4.

3. You are required to complete and send to the Board the return of posting (Form 52), which is attached hereto.

4. The terminal date fixed for this application as directed by the Board is the.....day of ....., 19....

5. You shall send to the Board your intervention to this application as well as the material listed below so that,

- (a) it is received by the Board not later than the terminal date shown in paragraph 4; or
- (b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed not later than the terminal date shown in paragraph 4:
- (i) A list arranged as in the schedule attached hereto of all employees in the bargaining unit described in the application as follows:

as at....., 19...., the date when the applicant's application was made.

- (ii) Documents, from among existing employment records containing signatures of the employees whose names appear on the list referred to above, also arranged in alphabetical order.

6. You shall verify the lists of employees by adding thereto the following statement:

"This list has been prepared by me or under my instruction and I hereby confirm the accuracy thereof."

.....  
signature

7. If you fail to file the list of employees and documents containing signatures as set out above, the Board may proceed to dispose of the case on the evidence before it without further notice to you.

8. AND FURTHER TAKE NOTICE of the hearing of the application by the Board at its Board Room at 8 York Street, Toronto 1, Ontario, on.....day, the.....day of....., 19...., at.....o'clock in the.....noon.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar

SCHEDULE

A. List (alphabetically arranged) of all employees in the bargaining unit described in the application of the applicant as at the.....day of....., 19.... (Do not include the names of employees that appear in B, C or D.)

Name	Occupational Classification
1.	
2.	
3.	
4.	
5.	

B. List (alphabetically arranged) of all employees regularly employed for twenty-four hours or less per week in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification
1.	
2.	
3.	
4.	
5.	

C. List (alphabetically arranged) of all employees who were not actually at work on the.....day of....., 19...., by reason of lay-off, in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification	Date of Lay-off	Expected Date of Recall
1.			
2.			
3.			
4.			
5.			

D. List (alphabetically arranged) of all employees not previously shown who were not at work on the..... day of....., 19...., in the bargaining unit described in the application of the applicant as at the.....day of....., 19....

Name	Occupational Classification	Last Day Worked	Reason for Absence	Expected Date of Return
1.				
2.				
3.				
4.				
5.				

## Form 23

*The Labour Relations Act*APPLICATION FOR DECLARATION CONCERNING STATUS OF SUCCESSOR TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

Respondent.

The applicant applies to the Ontario Labour Relations Board under section 47 of the Act for a declaration that.....  
(name of trade union claiming to be the successor)

\*Strike out  
if not  
applicable.

\*has (\*or has not) acquired the rights, privileges and duties of its predecessor.....  
(name of predecessor trade union)  
.....by reason of a merger, amalgamation or a transfer of jurisdiction.

The applicant states:

1. (a) address of applicant:  
(b) address of applicant for service:  
(c) address of respondent:
2. Last known address of predecessor trade union:
3. (a) name of employer of employees affected by the application:  
(b) address of employer:
4. Detailed description and geographic location of the unit of employees for which the predecessor was the bargaining agent:
5. Approximate number of employees in the unit described in paragraph 4:
- \*6. The date of the certification, if any, of the predecessor as bargaining agent of the employees in the unit:
- \*7. The predecessor trade union and the employer are or were parties to or bound by a collective agreement that,  
(a) was signed on the.....day of....., 19....;  
(b) became effective on the.....day of....., 19....;  
(c) contains the following provision relating to its termination or renewal:
8. The material facts upon which the applicant intends to rely to establish its request for a declaration (use additional pages if necessary):
9. Other relevant statements (use additional pages if necessary):
10. \*(1) The applicant consents to the declaration requested being made without a hearing by the Board;

OR

- \*(2) The applicant consents to the disposition of the application without a hearing by the Board and makes the following representations thereon (use additional pages if necessary):

OR

- \*(3) The applicant requests a hearing of the application by the Board and undertakes to attend a hearing of the Board for this purpose. The applicant states in support of such request as follows (use additional pages if necessary):

DATED at....., this.....day of....., 19....

.....  
signature  
for the applicant

O. Reg. 268/60, Form 23; O. Reg. 331/60, s. 5.

Form 24

The Labour Relations Act

NOTICE OF MAKING OF APPLICATION FOR DECLARATION CONCERNING STATUS  
OF SUCCESSOR TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant:  
Respondent.

TO:

1. TAKE NOTICE that the applicant, on....., 19...., filed with the Ontario Labour Relations Board an application, a copy of which is attached, for a declaration that  
.....  
(name of trade union claiming to be the successor)

\*Strike out if not applicable.

\*has (\*or has not) acquired the rights, privileges and duties of its predecessor.....  
.....by reason of a merger, amalgamation or a transfer of jurisdiction.  
(name of predecessor trade union)

\*Strike out if person to whom notice addressed is not employer.

\*2. You are required to post the enclosed Notice to Employees of Application for Declaration Concerning Status of Successor Trade Union (Form 25) immediately. These notices are to be posted in conspicuous places where they are most likely to come to the attention of all employees who may be affected by the application. You shall keep them posted upon your premises until the close of business on the terminal date for the application shown in paragraph 3. You shall complete and send to the Board immediately the Return of Posting (Form 52).

3. The terminal date fixed for this application as directed by the Board is the.....  
day of....., 19....

4. You shall send to the Board your reply so that,  
(a) it is received by the Board not later than the terminal date shown in paragraph 3; or  
(b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed not later than the terminal date shown in paragraph 3.

5. If you fail to send your reply to the Board as set out in paragraph 4, the Board may dispose of the application on the evidence before it without further notice to you.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar  
O. Reg. 268/60, Form 24.

Form 25

The Labour Relations Act

NOTICE TO EMPLOYEES OF APPLICATION FOR DECLARATION  
CONCERNING STATUS OF SUCCESSOR TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,  
Respondent.

TO THE EMPLOYEES OF

1. TAKE NOTICE that the applicant, on....., 19...., made to the Ontario Labour Relations Board an application for a declaration that.....has  
(or has not) acquired the rights, privileges and duties of its predecessor.....  
in the following bargaining unit:

2. Your attention is directed to the following information contained in the application:



3. The terminal date fixed for this application as directed by the Board is the.....day of ....., 19....

4. Any employee, or group of employees, affected by the application and desiring to make representations to the Board in opposition to this application must send to the Board a statement in writing of such desire, which shall,

- (a) be in writing signed by the person making the statement or his representative;
- (b) contain the names of the parties to the application or complaint;
- (c) contain a return mailing address;
- (d) contain a concise summary of the objections and representations; and
- (e) contain an undertaking that the person making the statement will attend in person or by a representative any hearing directed by the Board in connection with the statement.

5. The statement of desire must be,

- (a) received by the Board not later than the terminal date shown in paragraph 3; or
- (b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, mailed not later than the terminal date shown in paragraph 3.

6. Unless a statement of desire to make representations is delivered or mailed to the Board in accordance with paragraphs 4 and 5, the Board may dispose of the application without further notice to the employees.

DATED this.....day of....., 19....

(SEAL) ..... Registrar  
O. Reg. 268/60, Form 25.  
FILE NO.....

Form 26

The Labour Relations Act

REPLY TO APPLICATION FOR DECLARATION CONCERNING STATUS OF  
SUCCESSOR TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

\*Strike out  
if not  
applicable.

\*respondent  
The \*predecessor trade union states in reply to the application for a declaration  
\*employer  
that.....  
(name of successor trade union)

\*has (\*or has not) acquired the rights, privileges and duties of its predecessor.....  
(name of  
.....by reason of a merger, amalgamation or  
predecessor trade union)  
transfer of jurisdiction, as follows:

- 1. (a) correct name of \*respondent \*predecessor trade union:  
\*employer  
(b) address of \*respondent \*predecessor trade union:  
\*employer  
(c) address of \*respondent \*predecessor trade union for service:  
\*employer
- 2. \*(1) The \*respondent \*predecessor trade union consents to the declaration requested by the  
\*employer  
applicant being made without a hearing by the Board;

OR

\*respondent  
\*(2) The \*predecessor trade union consents to the disposition of the application  
\*employer

without a hearing by the Board and makes the following representations thereon  
(use additional pages if necessary):

OR

\*respondent  
\*(3) The \*predecessor trade union requests a hearing of the application by the  
\*employer

Board and undertakes to attend a hearing of the Board for this purpose. The

\*respondent  
\*predecessor trade union states in support of such request as follows (use  
\*employer

additional pages if necessary):

DATED at....., this .....day of....., 19....

.....  
signature  
\*respondent  
for the \*predecessor trade union  
\*employer

O. Reg. 268/60, Form 26.

Form 27

*The Labour Relations Act*

APPLICATION FOR CONCILIATION SERVICES BY SUCCESSOR TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

The applicant applies to the Ontario Labour Relations Board, requesting that conciliation services be made  
available to the parties.

The applicant states:

1. (a) address of applicant:  
(b) address of applicant for service:  
(c) address of respondent:
- \*Strike out if not applicable. 2. \*(1) The applicant claims that by reason of a merger, amalgamation or a transfer of juris-  
diction it is the successor of.....  
(name of predecessor trade union)  
which was certified on the.....day of....., 19....

OR

- \*(2) The applicant claims that by reason of a merger, amalgamation or a transfer of jurisdiction  
it is the successor of.....  
(name of predecessor trade union)  
and that the predecessor trade union.....  
(name of predecessor trade union)  
and the respondent are or were parties to or bound by a collective agreement that,  
(a) was signed on the.....day of....., 19....;  
(b) became effective on the.....day of....., 19....; and  
(c) contains the following provisions relating to its termination or renewal:

3. Last known address of predecessor trade union:

- 4. Detailed description and geographic location of the unit for which the predecessor was the bargaining agent:
  
- 5. Approximate number of employees in the unit described in paragraph 4:
  
- 6.   (1) Date of written notice of desire to bargain with a view to making a collective agreement:
  
- (2) Name of party (applicant, respondent or predecessor trade union) by whom notice given:
  
- 7.   \*(1) Number of meetings held between the representatives of the parties in an effort to make a collective agreement and dates when meetings were held:

OR

- \*(2) (If no meetings were held) Efforts made by the applicant to arrange for a meeting of the parties with a view to commence bargaining for a collective agreement:
  
- 8. The material facts upon which the applicant intends to rely to establish its claim that by reason of a merger, amalgamation or transfer of jurisdiction it is the successor of.....

.....  
(name of predecessor trade union)

are as follows (use additional pages if necessary):

- 9. Other relevant statements (use additional pages if necessary):
  
- 10.   \*(1) The applicant consents to the request for conciliation services being granted without a hearing by the Board,

OR

- \*(2) The applicant consents to the disposition of the application without a hearing by the Board and makes the following representations thereon (use additional pages if necessary):

OR

- \*(3) The applicant requests a hearing of the application by the Board and undertakes to attend a hearing of the Board for this purpose. The applicant states in support of such request as follows (use additional pages if necessary):

DATED at....., this.....day of....., 19....

.....  
signature  
for the applicant

Form 28

FILE NO. ....

*The Labour Relations Act*

NOTICE OF APPLICATION FOR CONCILIATION SERVICES  
BY SUCCESSOR TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

Respondent.

TO

1. TAKE NOTICE that the applicant, which claims that by reason of a merger, amalgamation or transfer of jurisdiction it is the successor of

.....  
(name of predecessor trade union)

on....., 19...., made to the Ontario Labour Relations Board an application, a copy of which is attached, requesting that conciliation services be made available to the parties.

\*Strike out  
if person  
to whom  
notice  
addressed  
is not  
employer.

\*2. You are required to post the enclosed Notice to Employees of Application for Conciliation Services by Successor Trade Union (Form 29) immediately. These notices are to be posted in conspicuous places where they are most likely to come to the attention of all employees who may be affected by the application. You shall keep them posted upon your premises until the close of business on the terminal date shown in paragraph 3. You shall complete and send to the Board immediately the Return of Posting (Form S2).

3. The terminal date fixed for the application as directed by the Board is the.....  
day of....., 19....

4. You shall send to the Board your reply so that,

(a) it is received by the Board not later than the terminal date shown in paragraph 3;

OR

(b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed not later than the terminal date shown in paragraph 3.

5. If you fail to send your reply as set out above, the Board may dispose of the application upon the materials, evidence and representations then before it, without further notice to you.

DATED this..... day of....., 19....

(SEAL)

.....  
Registrar

O. Reg. 268/60, Form 28.

Form 29

FILE NO. ....

*The Labour Relations Act*

NOTICE TO EMPLOYEES OF APPLICATION FOR CONCILIATION SERVICES  
BY SUCCESSOR TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

Respondent.

TO THE EMPLOYEES OF

1. TAKE NOTICE that the applicant, on....., 19...., made to the Ontario Labour Relations Board an application for conciliation services as successor to.....  
(name of predecessor trade union)  
in the following bargaining unit:

2. Your attention is directed to the following information contained in the application:



3. The terminal date fixed for this application as directed by the Board is the.....day of ....., 19....

4. Any employee, or group of employees, affected by the application and desiring to make representations to the Board in opposition to this application must send to the Board a statement in writing of such desire, which shall,

- (a) be in writing signed by the person making the statement or his representative;
- (b) contain the names of the parties to the application or complaint;
- (c) contain a return mailing address;
- (d) contain a concise summary of the objections and representations; and
- (e) contain an undertaking that the person making the statement will attend in person or by a representative any hearing directed by the Board in connection with the statement.

5. The statement of desire must be,

- (a) received by the Board not later than the terminal date shown in paragraph 3; or
- (b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, mailed not later than the terminal date shown in paragraph 3.

6. Unless a statement of desire to make representations is delivered or mailed to the Board in accordance with paragraphs 4 and 5, the Board may dispose of the application without further notice to the employees.

DATED this.....day of ....., 19....

.....  
Registrar  
O. Reg. 268/60, Form 29.

Form 30

The Labour Relations Act

REPLY TO APPLICATION FOR CONCILIATION SERVICES BY SUCCESSOR TRADE UNION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

--and--

Applicant,  
  
Respondent.

\*Strike out  
if not  
applicable.

The \*respondent  
\*predecessor trade union replies to the application of the applicant requesting that  
conciliation services be made available to the parties, wherein the applicant claims that by reason  
of a merger, amalgamation or a transfer of jurisdiction it is the successor of.....  
.....as follows: (name of  
predecessor trade union)

- 1. (a) correct name of \*respondent  
\*predecessor trade union:
- (b) address of \*respondent  
\*predecessor trade union:
- (c) address of \*respondent  
\*predecessor trade union for service:
- 2. Number of employees in the bargaining unit affected by this application:
- 3. (1) Date of written notice of desire to bargain with a view to making a collective  
agreement:
- (2) Name of party (applicant, respondent or predecessor trade union) by whom notice  
given:
- 4. \*(1) Number of meetings held between the representatives of the parties in an effort to  
make a collective agreement and the dates when the meetings were held:

OR

\*(2) No meeting was held for the following reasons:

5. \*(1) The \*respondent  
\*predecessor trade union consents to the request for conciliation services being granted without a hearing by the Board:

OR

- \*(2) The \*respondent  
\*predecessor trade union consents to the disposition of the application without a hearing by the Board and makes the following representations thereon (use additional pages if necessary):

OR

- \*(3) The \*respondent  
\*predecessor trade union requests a hearing of the application by the Board and undertakes to attend a hearing of the Board for this purpose. The \*respondent  
\*predecessor trade union states in support of such request as follows (use additional pages if necessary):

6. Other relevant statements (use additional pages if necessary):

DATED at....., this..... day of....., 19....

.....  
signature  
for the \*respondent  
\*predecessor trade union

O. Reg. 268/60, Form 30.

### Form 31

#### *The Labour Relations Act*

#### APPLICATION FOR DECLARATION THAT STRIKE, CALLED OR AUTHORIZED BY TRADE UNION OR COUNCIL OF TRADE UNIONS, UNLAWFUL BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

The applicant applies to the Ontario Labour Relations Board for a declaration that a strike called or authorized by the respondent is unlawful.

The applicant states:

1. (a) address of applicant:  
(b) address of applicant for service:  
(c) address of respondent:
2. The material facts upon which the applicant intends to rely in support of its allegation that a strike was called or authorized by the respondent and that the strike is unlawful are as follows:

DATED at....., this..... day of....., 19....

.....  
signature  
for the applicant

O. Reg. 268/60, Form 31.

Form 32

*The Labour Relations Act*

APPLICATION FOR DECLARATION THAT STRIKE, ENGAGED IN  
BY EMPLOYEES, UNLAWFUL  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondents.

The applicant applies to the Ontario Labour Relations Board for a declaration that a strike engaged in by employees of the applicant is unlawful.

The applicant states:

1. (a) address of applicant:  
(b) address of applicant for service:  
(c) addresses of respondents:
2. The material facts upon which the applicant intends to rely to support its allegation that a strike was engaged in by the respondents and that the strike is unlawful are as follows:

DATED at....., this.....day of....., 19....

.....  
signature  
for the applicant

O. Reg. 268/60, Form 32.

Form 33

*The Labour Relations Act*

APPLICATION FOR DECLARATION THAT LOCKOUT UNLAWFUL  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

The applicant applies to the Ontario Labour Relations Board for a declaration that a lockout called or authorized by the respondent is unlawful.

The applicant states:

1. (a) address of applicant:  
(b) address of applicant for service:  
(c) address of respondent:
2. The material facts upon which the applicant intends to rely in support of its allegation that a lockout was called or authorized by the respondent and that the lockout is unlawful are as follows:

DATED at....., this.....day of....., 19....

.....  
signature  
for the applicant

O. Reg. 268/60, Form 33.

FILE NO.....

Form 34

*The Labour Relations Act*

NOTICE OF APPLICATION FOR DECLARATION THAT STRIKE OR LOCKOUT  
UNLAWFUL OR FOR CONSENT TO INSTITUTE PROSECUTION AND OF HEARING  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

TO THE RESPONDENT,

1. TAKE NOTICE that the applicant, on....., 19...., made to the Ontario Labour Relations Board an application, a copy of which is attached for.....

2. You shall send to the Board your reply, if any, to this application, so that,
- (a) it is received by the Board; or
  - (b) if mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario<sup>1</sup> it is mailed,

not later than the.....day of....., 19....

3. AND FURTHER TAKE NOTICE of the hearing of the application by the Board at its Board Room at 8 York Street, Toronto 1, Ontario, on.....day, the.....day of....., 19...., at.....o'clock in the .....noon.

4. If you fail to attend at the hearing of the application on the.....day of....., 19...., or at any continuation thereof, the Board may dispose of the application on the evidence and representations placed before it at such hearing or hearings without further notice to you.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar

O. Reg. 268/60, Form 34, *revised*.

FILE NO.....

Form 35

*The Labour Relations Act*

REPLY TO APPLICATION FOR DECLARATION THAT STRIKE OR LOCKOUT UNLAWFUL  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

\*Strike out if not applicable.      The respondent states in reply to the application for a declaration that a <sup>\*strike</sup>is unlawful as follows: <sup>\*lockout</sup>

- 1.    (a) correct name of respondent:
- (b) address of respondent:
- (c) address of respondent for service:

2. The respondent replies to the application as follows:

DATED at ..... this ..... day of ..... , 19.....

.....  
signature  
for the respondent

O. Reg. 268/60, Form 35.



Form 36

*The Labour Relations Act*

APPLICATION FOR CONSENT TO INSTITUTE PROSECUTION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

The applicant applies to the Ontario Labour Relations Board for consent to institute a prosecution of the respondent for an offence under the Act.

The applicant states:

- 1. (a) address of applicant:  
(b) address of applicant for service:  
(c) address of respondent:
- 2. The nature of the alleged offence:
- 3. The date of commencement of the alleged offence:
- 4. The material facts upon which the applicant intends to rely as establishing the offence are as follows:

DATED at....., this.....day of....., 19....

.....  
signature  
for the applicant

O. Reg. 268/60, Form 36.

FILE NO.....

Form 37

*The Labour Relations Act*

REPLY TO APPLICATION FOR CONSENT TO INSTITUTE PROSECUTION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

The respondent states in reply to the application for consent to prosecute for an offence under the Act as follows:

- 1. (a) correct name of respondent:  
(b) address of respondent:  
(c) address of respondent for service:
- 2. The respondent replies to the application as follows:

DATED at....., this.....day of....., 19....

.....  
signature  
for the respondent

O. Reg. 268/60, Form 37.

## Form 38

*The Labour Relations Act*COMPLAINT CONCERNING FINANCIAL STATEMENT  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Complainant,

—and—

Respondent.

The complainant complains to the Ontario Labour Relations Board that the respondent has failed upon his request to furnish him with a copy of the audited financial statement of its affairs to the end of its last fiscal year, certified to be a true copy by its treasurer or other officer responsible for the handling and administration of its funds, contrary to section 63 of *The Labour Relations Act*.

The complainant states:

1. (a) address of complainant for service:  
(b) address of respondent:
2. The complainant is a member of the respondent.
3. Name and address of the treasurer or other officer of the respondent responsible for the handling and administration of its funds:
4. Statement as to the efforts made by the complainant to obtain from the respondent a copy of its audited financial statement:
5. Other relevant statements:

DATED at....., this.....day of....., 19....

signature

O. Reg. 268/60, Form 38; O. Reg. 331/60, s. 6.

FILE NO.....

## Form 39

*The Labour Relations Act*NOTICE OF COMPLAINT OF FAILURE TO FURNISH FINANCIAL STATEMENT  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Complainant,

—and—

Respondent.

TO THE RESPONDENT,

1. TAKE NOTICE that the complainant, on the.....day of....., 19.... made a complaint to the Ontario Labour Relations Board that you failed upon his request to furnish him with a copy of your financial statement, contrary to section 63 of *The Labour Relations Act*. A copy of the complaint is attached.

2. You shall send your reply to this complaint to the Board so that,

(a) it is received by the Board; or

(b) if mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed,

not later than the.....day of....., 19....

3. If you fail to send your reply to the Board so that,

(a) it is received by the Board; or

(b) if mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed,

on or before the.....day of....., 19...., the Board may dispose of the application on the evidence and representations placed before it by the complainant without further notice to you.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar

O. Reg. 268/60, Form 39; O. Reg. 331/60, s. 7, revised.

FILE NO.....

Form 40

*The Labour Relations Act*

REPLY TO COMPLAINT CONCERNING FINANCIAL STATEMENT  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Complainant,

—and—

Respondent.

The respondent states in reply to the complaint of failure to furnish the applicant with a copy of the respondent's financial statement as required by section 63 of *The Labour Relations Act* as follows:

1. (a) correct name of respondent:  
(b) address of respondent:  
(c) address of respondent for service:
2. Name and address of the treasurer or other officer responsible for the handling and administration of the funds of the respondent:

\*Strike out if not applicable

3. \*(1) The respondent furnished the complainant with a copy of the audited financial statement of its affairs to the end of its last fiscal year, certified to be a true copy by....., on the.....day of....., 19...;

OR

\*(2) The complainant was not entitled to request the respondent to furnish him with a copy of the audited financial statement of its affairs to the end of its last fiscal year for the following reasons:

4. Other relevant facts:

DATED at....., this.....day of....., 19....

.....  
signature  
for the respondent

FILE NO.....

Form 41

*The Labour Relations Act*

NOTICE OF INQUIRY INTO COMPLAINT

Between:

Complainant,

—and—

Respondent.

TO:

1. TAKE NOTICE that.....has been authorized by the Ontario Labour Relations Board on the.....day of....., 19...., to inquire into the complaint of the complainant that..... and report to the Board.

2. AND FURTHER TAKE NOTICE that the inquiry by..... will be held at.....on.....day, the.....day of..... 19...., at.....o'clock in the.....noon.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar

O. Reg. 268/60, Form 41.

FILE NO.....

Form 42

*The Labour Relations Act*

REPLY TO COMPLAINT UNDER SECTION 65 OF THE ACT OF UNFAIR PRACTICE IN EMPLOYMENT BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Complainant,

—and—

Respondent.

The respondent states in reply to the complaint of the complainant as follows:

- 1. (a) correct name of respondent:
- (b) address of respondent:
- (c) address of respondent for service:
- 2. The respondent replies to the complaint as follows:

DATED at....., this..... day of....., 19....

.....  
signature  
for the respondent



FILE NO.....

## Form 43

*The Labour Relations Act*REPORT ON COMPLAINT  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Complainant,

—and—

Respondent.

TO:

1. Attached hereto is a copy of the report of..... upon the inquiry he was authorized to make into the complaint herein under the Board's direction dated the..... day of....., 19....

2. TAKE NOTICE that if you object to the report you shall send to the Board a statement of objections and desire to make representations, which shall,

- (a) be in writing signed by the person making the statement or his representative;
- (b) contain the names of the parties to the application or complaint;
- (c) contain a return mailing address;
- (d) contain a concise summary of the objections and representations; and
- (e) contain an undertaking that the person making the statement will attend in person or by a representative any hearing directed by the Board in connection with the statement.

3. TAKE NOTICE that if you do not object to the report but wish the Board to consider your representations on the report you shall send to the Board a statement of representations concerning the report, which shall,

- (a) be in writing signed by the person making the statement or by his representative;
- (b) contain the names of the parties to the complaint;
- (c) contain a return mailing address; and
- (d) contain all the representations the person desires the Board to consider in connection with the report.

4. A statement referred to in paragraphs 2 and 3 shall be sent to the Board so that,

- (a) it is received by the Board not later than the..... day of....., 19....;
- (b) if it is mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed not later than the..... day of....., 19....

5. If no statement is sent to the Board in accordance with paragraphs 2, 3 and 4, the report shall constitute the findings and conclusions on the matters complained of and the Board may determine the complaint upon the material before it without further notice to the parties.

DATED this..... day of....., 19....

(SEAL)

.....  
Registrar

## Form 44

*The Labour Relations Act*

APPLICATION FOR REVIEW OF INTERIM ORDER OR DIRECTION OF JURISDICTIONAL  
DISPUTES COMMISSION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Complainant,

—and—

Respondent.

.....  
(name of person, employers' organization, trade union or council of trade unions)

\*Strike out  
if not  
applicable.

affected by \*an interim order \*a direction of a jurisdictional disputes commission dated the.....  
day of....., 19...., applies to the Board for a review of such  
\*interim order and states:  
\*direction

1. (a) name of applicant:  
(b) address of applicant for service:
2. (a) name of applicant before jurisdictional disputes commission:  
(b) address of applicant before jurisdictional disputes commission:  
(c) name of respondent before jurisdictional disputes commission:  
(d) address of respondent before jurisdictional disputes commission:
3. (a) name of any other person, trade union, council of trade unions or employers' organization that in the complainant's opinion may be affected by the complaint:  
(b) address of person, trade union, council of trade unions or employers' organization that in the complainant's opinion may be affected by the complaint:
4. The applicant claims that the \*interim order \*direction of the jurisdictional disputes commission

\*(a) prohibits a lawful strike or lockout;

OR

\*(b) restrains an employer, employers' organization, trade union, council of trade unions or an officer, official or agent of any of them or an employee from observing the provisions of a collective agreement relating to the assignment of work;

OR

\*(c) restrains an employer, employers' organization, trade union, council of trade unions or an officer, official or agent of any of them or an employee from bargaining collectively in respect of employees in a bargaining unit on whose behalf the trade union or council of trade unions is entitled to bargain.

5. The material facts upon which the applicant intends to rely to establish its claim set out in paragraph 4:

6. The applicant requests that the Board,

\*Strike out  
words and  
clauses not  
applicable.

(a) quash the \*interim order \*direction

OR

(b) alter the bargaining unit determined in a certificate issued by the Board to  
..... on the ..... day of  
..... name of union to which certificate issued

19....

OR

(c) alter the bargaining unit defined in a collective agreement between.....  
.....and.....  
which became effective the.....day of....., 19....

7. Other relevant facts:

DATED at....., this.....day of....., 19....

.....  
signature

O. Reg. 268/60, Form 44.

FILE NO.....

Form 45

*The Labour Relations Act*

NOTICE OF APPLICATION FOR REVIEW OF DECISION OF  
JURISDICTIONAL DISPUTES COMMISSION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Complainant,

—and—

Respondent.

TO:

\*Strike out  
if not  
applicable.

1. TAKE NOTICE that.....has made to  
the Ontario Labour Relations Board an application, a copy of which is attached, for a review of an  
\*interim order  
\*direction of a jurisdictional disputes commission.

2. You shall send to the Board your reply, if any, to this application so that,

(a) it is received by the Board; or

(b) if mailed by registered mail addressed to the Board at its office, 8 York Street,  
Toronto 1, Ontario, it is mailed,

not later than the.....day of....., 19....

3. AND FURTHER TAKE NOTICE of the hearing of the application by the Board at  
its Board Room at 8 York Street, Toronto 1, Ontario, on.....day, the.....  
day of....., 19...., at.....o'clock in the.....noon.

4. If you fail to attend at the hearing of the application on the.....day of  
....., 19...., or at any continuation thereof, the Board may dispose of the  
application on the evidence and representations placed before it at such hearing or hearings  
without further notice to you.

DATED this.....day of....., 19....

(SEAL)

.....  
Registrar

FILE NO. ....

## Form 46

REPLY TO APPLICATION FOR REVIEW OF INTERIM ORDER OR DIRECTION  
OF JURISDICTIONAL DISPUTES COMMISSION  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Complainant,

Respondent.

.....  
(name of person, employers' organization, trade union or council of trade unions)

\*Strike out  
if not  
applicable.

replies to the application for review of the \*interim order of a jurisdictional disputes com-  
mission as follows: \*direction

1. (a) correct name of party making reply:

(b) address of party making reply:

(c) address for service of party making reply:

2. .... replies to the application as follows:  
(name of party making reply)

DATED this.....day of....., 19....

.....  
signature

O. Reg. 268/60, Form 46.

FILE NO. ....

## Form 47

*The Labour Relations Act*

NOTICE OF REPORT OF EXAMINER  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

—and—

Respondent,

Intervener.

TO:

1. Attached hereto is a copy of the report of.....  
upon the inquiry he was authorized to make into.....under  
the Board's direction, dated the.....day of....., 19....

2. TAKE NOTICE that unless a statement of objections and desire to make representations is sent to  
the Board by one of the parties herein or by an employee or representative of a group of employees who appeared  
at the hearing of the application so that,

(a) it is received by the Board; or

(b) if mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario,  
it is mailed,

not later than the.....day of....., 19...., the report shall constitute evidence on  
the matters contained therein and the Board may dispose of the application upon the material before it without  
further notice to the parties.



3. A statement of objections and desire to make representations shall,
- (a) be in writing signed by the person making the statement or his representative;
  - (b) contain the names of the parties to the application or complaint;
  - (c) contain a return mailing address;
  - (d) contain a concise summary of the objections and representations; and
  - (e) contain an undertaking that the person making the statement will attend in person or by a representative any hearing directed by the Board in connection with the statement.

DATED at....., this..... day of....., 19....

(SEAL) .....  
Registrar  
O. Reg. 268/60, Form 47, revised.

Form 48

*The Labour Relations Act*

NOTICE OF TAKING OF VOTE  
BY THE ONTARIO LABOUR RELATIONS BOARD  
PURPOSE OF VOTE

WHEREAS

ha applied to the Board for  
certain employees of

AND WHEREAS the Board has directed a representation vote in the matter;

THEREFORE TAKE NOTICE that, under the direction of the Board, a representation vote of the employees described below will be taken under the supervision of officials of the Board.

SECRET BALLOT

The vote shall be by secret ballot. The Returning Officer will issue a ballot to each eligible voter presenting himself to vote at his proper polling place. The voter will mark his ballot in secret in a polling booth, fold it and deposit it in the ballot box provided at the polling place. The Returning Officer is the proper person to whom inquiries should be directed by employees who are in doubt as to their eligibility to vote or as to the voting procedure.

ELECTIONEERING

I direct all interested persons to refrain and desist from propaganda and electioneering from midnight of  
..... day, the..... day of....., 19 .... until the vote is taken.

SCRUTINEERS

One scrutineer approved by me and representing each interested party may be designated for each polling place. The scrutineers have the following duties and privileges:

- 1. To act as checkers of voters' lists at the polling place.
- 2. To assist in the identification of voters.
- 3. Otherwise to assist in the conduct of the vote as may be required by the Returning Officer.

ELIGIBLE VOTERS

Persons eligible to vote are:

TIME AND PLACE OF TAKING OF VOTE

Voters may cast ballots at their proper polling place at any time during the period in which voting is to take place.

The vote will be taken at the following time and place:

Dates:  
Hours:  
Places:

FORM OF BALLOT

This is a sample of the ballot to be used for the vote:

Mark "X" opposite your choice IN YOUR EMPLOYMENT RELATIONS WITH  DO YOU WISH TO BARGAIN COLLECTIVELY THROUGH		
	YES	
	NO	

Mark "X" opposite your choice IN YOUR EMPLOYMENT RELATIONS WITH  DO YOU WISH TO BARGAIN COLLECTIVELY THROUGH	
OR	

DO NOT SIGN, NUMBER, OR OTHERWISE MARK YOUR  
BALLOT IN SUCH A WAY AS TO REVEAL YOUR IDENTITY.  
VOTERS ARE ENTITLED TO VOTE WITHOUT INTERFERENCE, RESTRAINT OR COERCION.  
THIS IS AN OFFICIAL NOTICE OF THE BOARD AND MUST NOT BE REMOVED OR DEFACED.

DATED this..... day of ....., 19....

(SEAL)

.....  
Registrar  
O. Reg. 268/60, Form 48.

FILE NO.....

Form 49

The Labour Relations Act

NOTICE OF REPORT OF RETURNING OFFICER  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant  
  
—and—  
  
Respondent,  
  
—and—  
  
Intervener.

TO:

1. Attached hereto is a copy of my report upon the.....representation vote herein held on the.....day of....., 19...., under the direction of the Board dated the ....., day of....., 19....
2. TAKE NOTICE that unless a statement of objections and desire to make representations is sent to the Board by one of the parties or by an employee or representative of a group of employees so that,
- (a) it is received by the Board; or
  - (b) if mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario, it is mailed,

not later than the.....day of....., 19...., the report shall constitute the evidence before the Board in respect of the vote and the matters contained therein, including the eligibility of any person whose eligibility to vote has been challenged by a party or is in doubt, and the Board may dispose of the application before it without further notice to any party or to the employees.

3. The statement of objections and desire to make representations shall,
- (a) be in writing signed by the person making the statement or his representative;
  - (b) contain the names of the parties to the application or complaint;
  - (c) contain a return mailing address;
  - (d) contain a concise summary of the objections and representations; and
  - (e) contain an undertaking that the person making the statement will attend in person or by a representative any hearing directed by the Board in connection with the statement.

DATED this.....day of....., 19....

.....  
Returning Officer  
O. Reg. 268/60, Form 49, revised.

Form 50 FILE NO.....

*The Labour Relations Act*

NOTICE OF REPORT OF RETURNING OFFICER WHERE PRE-HEARING REPRESENTATION  
VOTE HAS BEEN HELD  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,  
  
—and—  
  
Respondent,  
  
—and—  
  
Intervener.

1. Attached hereto is a copy of my report upon the representation vote herein held on the.....day  
of....., 19...., under the direction of the Board dated the.....day of.....,  
19....

2. TAKE NOTICE that unless a statement of objections and desire to make representations, either in  
connection with the application or the representation vote, is sent to the Board by one of the parties or by an  
employee so that,

- (a) it is received by the Board; or
- (b) if mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario,  
it is mailed,

not later than the.....day of....., 19...., the report shall constitute the evidence  
before the Board in respect of the vote and the matters contained therein, including the eligibility of any person  
whose eligibility to vote has been challenged by a party or is in doubt, and the Board may dispose of the application  
before it without further notice to any party or to the employees.

3. The statement of objections and desire to make representations shall,
- (a) be in writing signed by the person making the statement or his representative;
  - (b) contain the names of the parties to the application or complaint;
  - (c) contain a return mailing address;
  - (d) contain a concise summary of the objections and representations; and
  - (e) contain an undertaking that the person making the statement will attend in person or by a  
representative any hearing directed by the Board in connection with the statement.

DATED at....., this.....day of....., 19....

.....  
Returning Officer  
O. Reg. 268/60, Form 50, revised.

FILE NO. . . . .

## Form 51

*The Labour Relations Act*

NOTICE OF REPORT OF RETURNING OFFICER WHERE PRE-HEARING REPRESENTATION  
VOTE HAS BEEN HELD  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

—and—

Applicant,

—and—

Respondent,

Intervener.

TO:

1. Attached hereto is a copy of my report upon the representation vote herein held on the . . . . . day  
of . . . . ., 19 . . . . , under the direction of the Board dated the . . . . . day of . . . . .,  
19 . . . .

2. The Board has directed that the ballot box containing the ballots cast in the representation vote be  
sealed and that the ballots shall not be counted at this time.

3. TAKE NOTICE that unless a statement of objections and desire to make representations, either in  
connection with the application or the representation vote, is sent to the Board by one of the parties or by an  
employee so that,

(a) it is received by the Board; or

(b) if mailed by registered mail addressed to the Board at its office, 8 York Street, Toronto 1, Ontario,  
it is mailed,

not later than the . . . . . day of . . . . ., 19 . . . . , the report shall constitute the evidence  
before the Board in respect of the matters contained therein, including the eligibility of any person whose eligibility  
to vote has been challenged by a party or is in doubt, and the Board may dispose of the application before it on  
all matters, except as to the result of the vote, without further notice to the parties or the employees, and the Board  
may, after making such disposition, direct that the ballots be counted at a time and place to be fixed by the  
Registrar.

4. The statement of objections and desire to make representations shall,

(a) be in writing signed by the person making the statement or his representative;

(b) contain the names of the parties to the application or complaint;

(c) contain a return mailing address;

(d) contain a concise summary of the objections and representations; and

(e) contain an undertaking that the person making the statement will attend in person or by a  
representative any hearing directed by the Board in connection with the statement.

DATED . . . . . this . . . . . day of . . . . ., 19 . . . .

.....  
Returning Officer



FILE NO.....

Form 52

*The Labour Relations Act*

RETURN OF POSTING  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent.

I,.....hereby declare that:  
(name)

(1) I am the....., of the respondent.  
(office or position)

(2) I did, on the.....day of....., 19...., post upon the premises of the  
respondent.....  
(number)

in this matter, in conspicuous places where they are most likely to come to the attention of all  
employees who may be affected by the application.

DATED at....., this.....day of....., 19....

.....  
signature

O. Reg. 268/60, Form 52.

Form 53

*The Labour Relations Act*

SUMMONS TO WITNESS  
BEFORE THE ONTARIO LABOUR RELATIONS BOARD

Between:

Applicant,

—and—

Respondent,

—and—

Intervener.

TO:

You are summoned and required to attend before the Ontario Labour Relations Board at a hearing to be  
held at the Board Room, 8 York Street, in the City of Toronto, on.....day, the.....day of  
....., 19.... at the hour of.....o'clock in the.....noon, and so  
from day to day until the hearing is concluded, to give evidence on oath touching the matters in question in this  
proceeding, and to bring with you and produce at that time and place.....

DATED this.....day of....., 19....

(SEAL)

.....  
Chairman

O. Reg. 268/60, Form 53.



## Regulation 402

### under The Land Titles Act

#### CODE OF STANDARDS AND PROCEDURE FOR SURVEYS AND PLANS

##### INTERPRETATION

##### 1. In this Regulation,

(a) "subdivision unit" means an area of land delineated by a survey of official record and includes,

(i) a township lot, city lot, town lot or village lot, section, block, gore, reserve, common, mining location and mining claim, or

(ii) a lot, block or other surveyed land shown on a plan registered under *The Land Titles Act* or *The Registry Act*;

(b) "surveyor" means an Ontario Land Surveyor registered under *The Surveyors Act*. O. Reg. 111/58, s. 1.

2. This Regulation shall be deemed to supplement the provisions of *The Surveys Act* and, where a surveyor makes a plan of survey for registration under *The Land Titles Act*, he shall make the survey in accordance with this Regulation. O. Reg. 111/58, s. 2.

##### PART I

##### GENERAL

3. Before a final survey is undertaken, the surveyor shall refer to instruments of record containing a description of the lands to be surveyed, and any uncertainty in the description shall be referred to the director of titles to be investigated and clarified. O. Reg. 111/58, s. 3.

4. Where a monument is restored or re-established, regard shall be had to previous surveys of official record as evidence of its original position. O. Reg. 111/58, s. 4.

5.—(1) A plan submitted for registration or to be of record in a Land Titles Office shall not be registered or be placed on record until it has been approved by the examiner of surveys or by such other person as is designated by the director of titles, and, before such approval is given, the director may require the survey thereof to be examined on the ground by the examiner or by a person designated by the director who may require further information or material to explain any seeming discrepancy between the plan and the descriptions or plans of prior record, or of any other matter that is deemed by the director to require explanation.

(2) Subsection 1 does not apply to a plan of highways certified by an official authorized under *The Highway Improvement Act*, a plan of public lands signed by the Surveyor General under *The Public Lands Act* or a plan signed by the Surveyor General of Canada Lands under the *Canada Lands Survey Act*, except where the title to the land shown on the plan is in dispute. O. Reg. 111/58, s. 5.

6. The requirements of all statutes and regulations that affect the lands shown on a plan shall be ascertained and complied with before the plan is submitted for approval. O. Reg. 111/58, s. 6.

7. Before a plan is presented for registration or to be of record, a paper print of the plan shall be submitted to the examiner of surveys by the surveyor of the plan with such explanatory notes and such copies of field notes as are required to enable the examiner to determine whether the survey and the plan conform to this Regulation. O. Reg. 111/58, s. 7.

8. The examiner of surveys with the concurrence of the director of titles may approve a plan for registration or to be of record although not complying strictly with the requirements of this Regulation. O. Reg. 111/58, s. 8.

9. Upon approval of a plan, the examiner of surveys or such other person as has been designated by the director of titles shall endorse his approval on the plan. O. Reg. 111/58, s. 9.

##### PART II

##### STANDARDS OF SURVEY AND MONUMENTATION

10. Every angle of the exterior boundaries of the land being surveyed shall be determined by measured and closed traverse or triangulation. O. Reg. 111/58, s. 10.

11. The position of a natural boundary that forms a boundary of the lands being surveyed or that governs the position of that boundary shall be determined by,

(a) periodic offsets at such intervals as the complexity of the natural boundary demands and to such extent as will enable relocation of the natural boundary, said offset measures to be of no greater length than 250 feet and at no greater intervals than 300 feet along a reference traverse or line;

(b) stadia side shots from a controlled traverse to record the position of the natural boundary to the same standards as prescribed by clause a; or

(c) photogrammetric methods. O. Reg. 111/58, s. 11.

12. The error of actual field measurements of angles and distances whether determined by check measurements or by mathematical computation shall not exceed one in 5,000. O. Reg. 111/58, s. 12.

13. The surveyor shall plant monuments of the kinds described in section 12 of *The Surveys Act* so that the interval between monuments does not exceed 500 feet. O. Reg. 111/58, s. 13.

14.—(1) Each corner of subdivision units and each line not defined by monuments under section 12 of *The Surveys Act* shall be defined by,

(a) a solid iron bar not less than one-half inch square and not less than twenty-four inches long;

(b) an iron pipe or iron tube not less than one inch in outside diameter and not less than twenty-four inches long;

(c) a square wooden stake not less than  $1\frac{3}{4}$  inches square and not less than eighteen inches long; or

(d) when placed in solid rock, by a half-inch square iron bolt, three inches long, leaded or cemented in a hole drilled in the rock.

¶2) Notwithstanding subsection 1, and subject to the approval of the director of titles and such conditions as he thinks proper, a subdivision may be evidenced by monuments of a permanent character that with the information on the plan showing their location establish the block outlines of the survey, and the plan of subdivision when registered is *prima facie* proof of the manner in which each block of land is subdivided. O. Reg. 111/58, s. 14.

### PART III

#### PLANS

#### 15.—(1) A plan,

(a) shall be drawn on the dull side of durable linen that is not waterproof and is of such quality that opaque or transparent reproductions may be made by either a wet or dry process without damaging the plan or the print;

(b) shall be drawn in black india ink only and show no colouring of any kind whatsoever;

(c) shall be drawn to a professional standard of draughtsmanship and be neat and clear and in fit condition for making reproductions;

(d) shall have all letters, figures and symbols printed in black india ink, and no writing shall appear on the face of the plan except the signature of the surveyor and of the persons who are required to sign the plan, and, where signatures are required, they shall be signed in black india ink under which shall be legibly printed the name of the person signing;

(e) shall be certified by the surveyor;

(f) shall be signed and certified by the owner or by such other person whose signature is required;

(g) shall be complete and correct without amendments, corrections or erasures but a plan containing amendments, corrections or erasures may be accepted at the discretion of the director of titles; and

(h) shall have printed thereon the word "original" in bold letters one-quarter inch high initialled by the surveyor.

(2) Where the plan is a plan of Crown land, a duplicate of the plan may be registered in place thereof. O. Reg. 111/58, s. 15.

16. No part of a plan or of any certificate, approval or other matter required thereon shall be stamped, typewritten, stencilled, lithographed or engraved, but the director of titles may accept a plan notwithstanding that the title, legend, form of the surveyor's certificate or margin is printed, if it is machine printed with metallic overprint ink. O. Reg. 111/58, s. 16.

17. A plan shall be drawn to a scale sufficient for clarity of all particulars on the plan. O. Reg. 111/58, s. 17.

18. All lineal measurements on a plan shall be shown either in feet and decimals of a foot or in feet and inches. O. Reg. 111/58, s. 18.

19. Bearings shall be referred to a governing line which shall be shown on the plan and defined on the ground by two monuments, one at or near each extremity of the line. O. Reg. 111/58, s. 19.

20. The bearing of the governing line shall be shown on the plan as "astronomic" where its direction has been determined by the surveyor by astronomic observation, and the bearing shall be related to the meridian through a point on the line identified by a monument. O. Reg. 111/58, s. 20.

21. The bearing of the governing line shall be shown on the plan as "assumed" if its direction has been obtained from a line of known astronomic bearing or if taken from a prior registered plan. O. Reg. 111/58, s. 21.

22. Directions shall be shown on the plan in quadrantal bearings referred to the cardinal points of the compass. O. Reg. 111/58, s. 22.

23. Sufficient data shall be shown on the plan to permit the calculation of a closure about each subdivision unit created thereby, and the lineal error of closure of the exterior boundaries of the surveyed area or of any subdivision unit within its limits shall not exceed one in 5,000. O. Reg. 111/58, s. 23.

24. There shall be clearly shown on a plan by broken lines sufficient information to enable the identification to be made of,

(a) the limits of pre-existing subdivision units or limits defined by registered descriptions of lands included within the lands surveyed and shown on the plan;

(b) the limits of the lands adjacent to the land being surveyed; and

(c) the identifying numbers or letters of the lands in clauses a and b. O. Reg. 111/58, s. 24.

25. The outer limits of the area of land shown on a plan shall be shown by a heavier black line than the lines of survey or delineation either within or outside the area. O. Reg. 111/58, s. 25.

26.—(1) A plan shall show the position and form of all survey monuments and other evidence found and on which the survey is based and complete data of the monuments planted.

(2) Where a monument referred to in subsection 1 of section 14 is shown on a plan, it shall be designated on the plan by the abbreviation "IB", "IP", "WS" "IB rock", respectively, as the case may be.

(3) Where monuments of a type other than those described in subsection 1 of section 14 are shown on the plan by symbols or abbreviations, the meaning of the symbols and abbreviations designating the monuments shall be given in a legend of the plan.

(4) Monuments found shall be identified by the abbreviation "Fd".

(5) Where monuments are not planted in accordance with any law in that behalf, the explanation for not doing so shall be noted on the plan. O. Reg. 111/58, s. 26.

27.—(1) The true measurements of distances and directions obtained by the surveyor in the course of survey on the ground shall be shown on the plan.

(2) Where a measurement on a plan differs from that shown in the register or on a prior registered plan, the difference shall be indicated in brackets on the plan by the abbreviation "Meas." after the measurement, and the corresponding measurement in the register or



on the prior plan shall be shown followed by "register", or "plan No. ...." showing the number of the plan, as the case may be, respectively.

(3) Where a measurement on a plan differs from that shown in a deed or on a prior plan registered under *The Registry Act*, the difference shall be indicated in brackets on the plan by the abbreviation "Meas." after the measurement, and the corresponding measurement in the deed or on the prior plan shall be noted followed by "deed No. ...." or "plan No. ....", as the case may be, showing the number of the deed or plan, respectively. O. Reg. 111/58, s. 27.

28.—(1) Subject to subsection 2, every plan shall contain a true copy of the field notes of the survey, and the field notes shall be certified on the plan by the surveyor as follows:

Certified a true copy of the field notes of survey.

..... (date) (sgd.) Ontario Land Surveyor

(2) Where the field notes cannot be shown on the plan conveniently, they shall be shown in black india ink on a separate plan prepared for the purpose, or on a paper print of the plan, or in book form, and shall be certified on the plan by the surveyor as follows:

Field notes (or a true copy of field notes, as the case may be) of survey are filed under No. ....

..... in the office of Land Titles  
at .....

..... (date) (sgd.) Ontario Land Surveyor

O. Reg. 111/58, s. 28 (1, 2).

(3) The field notes shall include,

- (a) a title including the designation:  
"Field Notes of. ....";
- (b) a complete record in graphical form showing all lines run and distances or angles measured or bearings determined;
- (c) a complete record of all governing evidence found, including descriptions of monuments and post markings;
- (d) a complete record of all evidence created, including descriptions of monuments and post markings;
- (e) a complete representation of all information recorded that relates to title or that is of use in a re-survey; and
- (f) the designation of all assumed or computed data. O. Reg. 111/58, s. 28 (3) (a-f).

(4) Where the field notes are filed under subsection 2, they shall be certified by the surveyor as being either the original field notes or a true copy thereof. O. Reg. 111/58, s. 28 (3) (g).

29. A plan shall show,

- (a) the bearing and length of each straight line forming any limit or part of any limit of every lot, block, street, lane or public passage, except that, in the case of a tier of lots that is shown by dimensions to be a series of parallelograms, the directions of the side lines of the lots may be indicated by the bearings at both ends of the tier;

(b) the radius length, arc length, chord length and chord bearing of each curved line forming any limit or part of limit of every lot, block, street, lane or public passage;

(c) the perpendicular or radial widths of all streets, lanes and public passages of which the limits are parallel or concentric;

(d) the straight line distances and bearings between the points of street intersections on the same side of the street and, where all or part of the intersections are on curves, the radius, arc length, chord length and bearing of the curved portion; and

(e) the location of the centre of an arc that forms the end of a cul-de-sac, clearly defined with reference to the street or streets approaching the cul-de-sac. O. Reg. 111/58, s. 29.

30.—(1) Every curve shall be defined by its radius.

(2) Where the arc of a simple curve joins two lines that are not tangents to the curve, the bearing of the tangents or of the radii at the beginning and end of the curve shall be shown.

(3) Where space does not permit the showing of the chord length and bearing of the radii in their normal position in respect to the curve, they may be shown in schedule form at some other convenient place on the plan. O. Reg. 111/58, s. 30.

31.—(1) All roads, streets, lanes, railway lands, rivers, canals, streams, lakes, mill ponds and marshes lying within or abutting the surveyed lands shall be shown on every plan.

(2) Topographical information that does not relate to the definition of limits of subdivision units shall not be shown.

(3) Natural boundaries shall be accurately plotted on the plan.

(4) Where traverse lines are shown from which natural boundaries have been defined on the ground, complete particulars shall be shown on the plan, including,

- (a) bearings, distances and lengths of offsets and the angles which they make with the respective traverse lines;
- (b) bearings and distances of stadia side shots;
- (c) information relevant to any other method by which a natural boundary is determined; and
- (d) information relating to the boundaries and ties with other surveys and land boundaries.

(5) The particulars required by subsection 4 shall be shown along the appropriate course on the plan, but, where this is not practicable, they may be shown in a schedule if they are identified and related to the appropriate course on the plan. O. Reg. 111/58, s. 31.

32. Each subdivision unit into which an area of land is subdivided shall be designated on the plan by a number or letter or by words, and, if the designation is by numbers or letters, these shall follow consecutively and there shall not be more than one subdivision unit on the plan designated by the same number, letter or words. O. Reg. 111/58, s. 32.

33. A subdivision unit on a plan of survey shall not be designated as a "parcel". O. Reg. 111/58, s. 33.

34. Subject to section 35, a plan shall not contain information describing the purpose for which any portion thereof is intended to be used. O. Reg. 111/58, s. 34.

35. Roads, streets, highways, lanes and reserves shall be so designated on the plan. O. Reg. 111/58, s. 35.

36. An easement or other right of way existing on the date of registration may be shown on the plan if designated and treated as a subdivision unit. O. Reg. 111/58, s. 36.

37. Each plan shall bear a title showing the designation of every original subdivision unit, the whole or a portion of which is being surveyed, and, in the case of re-division, shall show the number of the last registered plan thereof. O. Reg. 111/58, s. 37.

38. Each plan shall show under the title the scale to which the plan is drawn, the name of the surveyor and the year in which the survey was completed. O. Reg. 111/58, s. 38.

39. A simple north point accurately plotted shall be placed in a conspicuous position on each plan. O. Reg. 111/58, s. 39.

#### PART IV

##### REGISTERED PLANS OF SUBDIVISION

40.—(1) A registered plan of subdivision shall not exceed twenty-four inches in width or thirty inches in length, including a margin not exceeding one-half of an inch, and, where the survey is of such an extent that it requires a larger size, the plan shall be divided into parts, each of which shall not exceed the maximum size, and a plan shall not be registered in more than two parts.

(2) Where a plan is in two parts, the surveyor shall identify the parts as "Part 1 of 2 Parts" or "Part 2 of 2 Parts" as the case may be, in the upper right corner leaving a clear space of  $1\frac{1}{2}$  inches below the top margin and in bold print one-quarter of an inch high.

(3) The surveyor's certificate in Form 1 shall be endorsed on the first part of the plan, and he shall sign the second part under the notation "Part 2 of 2 Parts".

(4) A space of four inches by four inches shall be left unused,

(a) in the upper right corner of the plan; or

(b) when the plan is in two parts, on the first part of the plan under the words "Part 1 of 2 Parts". O. Reg. 111/58, s. 40.

41.—(1) A certificate of the owner in Form 2 shall be endorsed on every plan of subdivision.

(2) No corporate seal shall be embossed on a plan, duplicate plan or mounted duplicate plan, but the words "Corporate Seal" shall be printed beside the signatures of the authorized signing officers who certify the plan in Form 2 on behalf of the corporate owner. O. Reg. 111/58, s. 41.

42. Every plan of subdivision submitted for registration under section 107 of the Act shall be accompanied by a Plan Document which shall consist of an application in Form 3, an owner's certificate in Form 4 supported by an affidavit of execution in Form 5 or Form 6, as the case may be, and, where there is a charge or mortgage on the lands, a consent of the chargee or mortgagee in Form 7 supported by an affidavit of execution in Form 5 or Form 6, as the case may be. O. Reg. 111/58, s. 42.

43. Upon registration of a plan, the duplicate plan and the mounted duplicate plan, the proper master of titles or his deputy shall endorse the plan, the duplicate plan and the mounted duplicate plan by his certificate in Form 8. O. Reg. 111/58, s. 43.

44. The surveyor of a plan of subdivision shall endorse on the plan the following notation:

"Certificates, consents and dedications are filed under No. ...."  
O. Reg. 111/58, s. 44.

45. A duplicate plan shall be a mechanically reproduced copy of the plan of which it is the duplicate, on such linen and by such process as the director of titles approves. O. Reg. 111/58, s. 45.

46.—(1) A mounted duplicate plan shall be mounted with square corners on stiff pasteboard of good quality or other backing approved by the director of titles and twenty-four inches in width by thirty inches in length.

(2) A mounted duplicate of a plan registered in the Land Titles Office for the County of York shall be twenty-four inches in width by thirty-two inches in length.

(3) A mounted duplicate plan shall be mechanically reproduced from the plan of which it is the duplicate, on opaque white linen, or on such other linen or by such other process as the director of titles approves. O. Reg. 111/58, s. 46.

47. The lands shown on a mounted duplicate plan shall be coloured a light shade of pink to designate lots and blocks, brown to designate streets, lanes and street widenings and green to designate reserves. O. Reg. 111/58, s. 47.

48. Every duplicate plan and every mounted duplicate plan shall bear the word "duplicate" in bold print one-quarter inch high and initialled by the surveyor. O. Reg. 111/58, s. 48.

49. Where the title of part of the land shown on a plan is subject to a mortgage or charge registered prior to the plan, the proper master of titles may require a paper print of the plan showing the areas affected by the mortgage or charge to be affixed to the reverse side of the mounted duplicate plan. O. Reg. 111/58, s. 49.

50. Where an error is corrected on a plan after registration, the correction shall be certified in Form 9 by,

(a) the master of titles at Toronto, where the plan is registered in the Land Titles Office for the County of York;

(b) the director of titles, where the plan is registered in a land titles office other than the Land Titles Office for the County of York. O. Reg. 111/58, s. 50.

#### Form 1

##### *The Land Titles Act*

##### SURVEYOR'S CERTIFICATE ON PLAN

I, \_\_\_\_\_  
name in full  
of the \_\_\_\_\_ of \_\_\_\_\_  
city, town or village  
\_\_\_\_\_ of \_\_\_\_\_  
(county or district)  
Ontario Land Surveyor, certify:

1. That I was present at and did personally supervise the survey represented by this plan;
2. That this survey and plan are correct and in accordance with *The Surveys Act* and *The Land Titles Act* and the regulations made thereunder; and

3. That the survey was completed on the.....  
day of....., 19....

.....  
(signature)  
Ontario Land Surveyor  
O. Reg. 111/58, Form A.

Form 2

*The Land Titles Act*

OWNER'S CERTIFICATE ON PLAN

Lots.....to.....inclusive, Blocks.....to.....  
(No.) (No.) (letter) (letter)

inclusive, the streets, namely.....

.....  
street widenings, lanes and reserves, as designated  
within the area of survey outlined have been laid  
out in accordance with (my)(our) instructions and the  
streets and street widenings and lanes are hereby  
dedicated as public highways.

.....  
(signature)  
.....  
(name in print)  
O. Reg. 111/58, Form B.

Form 3

*The Land Titles Act*

APPLICATION

.....  
the registered owner of the lands in parcel.....  
in the Register for.....  
hereby make.....application to have registered a  
plan of subdivision dated the.....day of....., 19..  
prepared by.....O.L.S.  
laying out (all or those parts) of the said lands herein-  
after described namely:

(Where plan lays out whole parcel (s), parcel number (s)  
and section (s) will be sufficient description.)

In support of this application:

- A. The following items are endorsed on the plan:
1. The surveyor's certificate in Form 1.
  2. The surveyor's field notes certificate.
  3. The approval of the Minister of Planning and Development.
  4. The owner's certificate in Form 2.
- B. The following material is attached hereto:
1. The owner's certificate in Form 4.
  2. The consent of the chargee or mortgagee in Form 7.

3. The surveyor's field notes (if separately filed).  
Dated at.....this.....day of....., 19..

.....  
(signature of applicant or of  
his solicitor)  
O. Reg. 111/58, Form C.

Form 4

*The Land Titles Act*

OWNER'S CERTIFICATE

.....hereby  
certify that:

1. ....(am) (is) (are)  
the registered owner (s) of the lands laid out  
by the plan of subdivision (referred to in the  
application to which this certificate is attached)

dated the.....day of....., 19.....,  
prepared by.....O.L.S

2. Lots.....to.....both inclusive, Blocks  
(No.) (No.)

.....to....., both inclusive, the streets,  
(letter) (letter)  
namely.....

.....  
street widenings, lanes and reserves, as designated  
within the area of survey outlined have been  
laid out in accordance with (my/our) instructions  
and the streets and street widenings are hereby  
dedicated as public highways.

Dated the.....day of....., 19...

.....  
(witness) | .....  
(signature)

O. Reg. 111/58, Form D.

Form 5

*The Land Titles Act*

CORPORATE AFFIDAVIT OF EXECUTION

I, .....  
of the.....of.....in the.....  
of....., make oath and say:

That I am.....of.....  
.....

That.....whose signature is affixed to the  
attached (owner's certificate or chargee's or mortgagee's  
consent) and to the plan to which it refers, is.....

of the said corporation, and.....

whose signature is also affixed thereto is the.....  
thereof, and the seal affixed to the said (certificate or  
consent) is the corporate seal of the said corporation.

That under the by-laws of the said corporation the  
.....and.....are  
empowered to execute on behalf of the corporation  
all deeds and other instruments requiring the seal of  
the corporation.

That the said corporation is, I verily believe, (the  
owner *or* a chargee or a mortgagee) of the land laid out  
by the said plan.

.....  
(signature)

O. Reg. 111/58, Form E.

**Form 6**

*The Land Titles Act*

**AFFIDAVIT OF EXECUTION**

I, .....  
of the.....of.....in the.....  
of....., make oath and say:

1. That I was personally present and did see the  
attached owner's certificate and the plan to  
which it refers (*or* chargee's or mortgagee's  
consent) signed by.....  
.....  
.....
2. That the said (certificate *or* consent) and the said  
plan were signed by the said party at.....
3. That I know the said party.
4. That I am a subscribing witness to the signing  
of the said plan and (certificate *or* consent).

.....  
(signature)

O. Reg. 111/58, Form F.

**Form 7**

*The Land Titles Act*

**CONSENT OF CHARGEЕ OR MORTGAGEE**

.....  
the registered owner.....of a (charge *or* mortgage)  
registered as No.....in the.....Office

.....  
hereby consent to the registration of a plan of sub-  
division of lands affected by the said (charge *or*  
mortgage) dated the.....of....., 19 ..,

prepared by.....O.L.S.  
and to the dedication as public highways of the streets  
and lanes shown thereon.

Dated the..... day of....., 19 ..

.....  
witness (signature of chargee or mortgagee)

O. Reg. 111/58, Form G.

**Form 8**

*The Land Titles Act*

**CERTIFICATE OF REGISTRATION OF A PLAN**

Plan.....registered.....and entered on  
(number) (date)

Parcel.....volume.....  
(number and register section) number

.....  
(Dep.) (Local) Master of Titles

O. Reg. 111/58, Form H.

**Form 9**

*The Land Titles Act*

**CERTIFICATE OF CORRECTION OF A PLAN**

Corrected by order of the (director of titles *or* master  
of titles).

Document No.....date.....

O. Reg. 111/58, Form I.



## Regulation 403

### under The Land Titles Act

#### RULES

#### FIRST REGISTRATIONS

##### APPLICATION

1.—(1) The application for a first registration of land under the Act shall be in Form 1.

(2) Where the application is for the registration of,

- (a) a nominee, under subsection 1 of section 33 of the Act; or
- (b) a person referred to in subsection 2 of section 33 of the Act,

the consent in writing of the nominee or his solicitor, or of the vendor or his solicitor, shall be filed with the application.

(3) Where the application is made under subsection 3 of section 33 of the Act, the consent in writing of the persons, if any, whose consent is required shall be filed with the application. C.R.O. 1950, Reg. 237, s. 1 (1-3).

(4) Every application for first registration shall be accompanied by a deposit on account of fees of the amount of the fees, or of \$50, whichever is the lesser. O. Reg. 105/60, s. 1.

##### POSSESSORY TITLE

2.—(1) Where the application is for registration with a possessory title only, there shall be filed with the application an affidavit made by,

- (a) (i) the applicant,
- (ii) one of the applicants, if more than one, or
- (iii) some person whose consent is required to the application; and

(b) the solicitor where the application is made through a solicitor,

verifying the description to the best of their knowledge, information and belief.

(2) The affidavit shall be to the effect that,

- (a) the applicant, either alone or with the person, if any, consenting to the application and subject to certain encumbrances, if any, is well entitled to an estate in fee simple, or the power of disposing by way of sale of an estate in fee simple in the land for his or their own benefit, or as holding the land on trust for sale, or as a trustee, or otherwise having a power of selling the land, as the case may be;
- (b) the actual possession or receipt of the rents and profits of the land is in accordance with the applicant's title, stating who is in actual occupation of the land and, if a tenant of the applicant is in occupation, for what term he claims to be entitled;
- (c) the applicant or his nominee is entitled under the Act to be registered as the owner of the land; and

(d) the documents of title, if any, mentioned in the schedule to the affidavit comprise amongst others, if the fact be so, the last conveyance or other document under which the applicant's title is derived.

(3) The affidavit shall give,

- (a) the particulars of any mortgage or charge on the land; and
- (b) where the mortgage or charge is registered in the registry office, the registration number. C.R.O. 1950, Reg. 237, s. 2.

3. The entry of the first registration shall state that the title of the applicant is subject to the encumbrances mentioned or so many of them as exist at the time the entry is made. C.R.O. 1950, Reg. 237, s. 3.

4.—(1) Where the application is not made through a solicitor, the applicant shall file the certificate of a justice of the peace of the county or district in which the land is situated, stating that the justice is acquainted with the applicant, and that he believes him to be the owner of the land mentioned in his application or to be otherwise entitled thereto as set out in the certificate.

(2) Where the application is made through a solicitor, a certificate of the solicitor to the same effect as the certificate of the justice of the peace shall be filed. C.R.O. 1950, Reg. 237, s. 4.

##### ABSOLUTE OR QUALIFIED TITLE

5. Where the application is for a first registration with absolute or qualified title, it shall be supported by the following particulars except those that are dispensed with by the master of titles at Toronto:

1. The title deeds, if any, and all evidence of title relating to the land that is in the possession or power of the applicant.

2. Certified copies of,

(a) all other registered instruments affecting the land or of the memorials thereof; or

(b) all registered instruments since the last judicial certificate, if any, under *The Quieting Titles Act* was given.

3. The certificate of the registrar of deeds of the registry division in which the land lies, showing what instruments are registered affecting the land and briefly giving the particulars thereof.

4. Proof of any facts that are required to be proved in order to make out the title and that are not established by the other documents produced, unless dispensed with by the proper master of titles until a future stage of the investigation.

5. An affidavit in Form 2 of the person whose title is to be investigated. C.R.O. 1950, Reg. 237, s. 5, *revised*.

6. The affidavit may be made by some person other than the person whose title is to be investigated, or may be made by one person as to one part and by another person as to the other part. C.R.O. 1950, Reg. 237, s. 6, *revised*.

7. The proofs required may be,

- (a) by affidavit or certificate;
- (b) given *viva voce*; or
- (c) given in any other manner or form satisfactory to the proper master of titles. C.R.O. 1950, Reg. 237, s. 7.

8. Before the application is granted, the certificate of the proper sheriff showing what writs are in his hands affecting the land shall be filed. C.R.O. 1950, Reg. 237, s. 8.

9. Before the application is granted, where an examination of title is required, satisfactory evidence shall be given by certificate, affidavit or otherwise, that all taxes, rates and assessments, for which the land is liable, prior to the date up to which it is desired that the land be declared free from taxes, have been paid or as the fact may be. C.R.O. 1950, Reg. 237, s. 9.

10. Where the proper master of titles is not satisfied with the evidence of title produced in the first instance, he shall give a reasonable opportunity of producing further evidence or of removing defects in the evidence produced. C.R.O. 1950, Reg. 237, s. 10.

11.—(1) Before the completion of a first registration, the proper master of titles shall direct that notice, in Form 3, of the application be published in *The Ontario Gazette*, and may direct that the notice be published in any newspaper or newspapers for such period as he thinks expedient.

(2) Proof of the publication of the notice shall be in Form 4.

(3) The registration shall not be completed until after the expiration of at least four weeks from the first publication of the notice, or such other period as the proper master of titles directs.

(4) Notice of any number of applications may be included in one publication if the proper master of titles thinks fit, and in that case the expense of the publication shall be borne by the applicants in such proportions as the proper master of titles directs.

(5) Instead of causing notice of the application to be published, the proper master of titles shall direct that a printed or typewritten general notice, or several copies, be,

- (a) posted upon the property in a conspicuous place or places, and a copy left at the residence of the occupant of each contiguous property that is occupied; or
- (b) where any contiguous property is unoccupied, left at the residence of the occupant of the nearest occupied property lying at the same side as the unoccupied contiguous property.

(6) Where several persons belonging to the same family occupy any property, the head of the family for the time being shall be deemed to be the occupant within the meaning of this section, and where there is any doubt as to the occupant the proper master of titles shall give directions in respect thereof.

(7) The proper master of titles may dispense with the notice,

- (a) where the applicant,
- (i) is the original grantee from the Crown,

- (ii) produces all the title deeds by which the title is traced from that grantee, or
- (iii) produces all the title deeds by which the title is traced for forty years by a registered title; or

(b) where the applicant or some one through whom he claims has obtained a certificate of title under *The Quieting Titles Act*, or a tax deed that has been validated by an Act of the Legislature, and the applicant produces all the title deeds subsequent to the certificate or tax deed,

if the applicant is in actual possession of the land or if every other person in actual possession of the land is notified or if the land is vacant. C.R.O. 1950, Reg. 237, s. 11.

12. Where there appears to exist any claim adverse to or inconsistent with that of the applicant to or in respect of any part of the land, the proper master of titles shall direct a notice in Form 5 to be mailed to or served upon the adverse claimant, his solicitor or agent. C.R.O. 1950, Reg. 237, s. 12.

13. The proper master of titles, before granting the certificate of registration, may require from time to time any further publication or any other notice to be mailed or served. C.R.O. 1950, Reg. 237, s. 13.

14.—(1) A person having an adverse claim or a claim not recognized in the application may, at any time before the registration is completed, file and serve upon the applicant, his solicitor or agent a short statement of his claim.

(2) The claim shall be verified by an affidavit to be filed therewith and shall contain an address in Ontario at which service upon the objector may be made. C.R.O. 1950, Reg. 237, s. 14.

15.—(1) The applicant or his solicitor shall obtain an appointment before the proper master of titles for hearing any objection that has been duly filed in the office.

(2) Service of the appointment shall be made on the objector or his solicitor seven clear days before it is returnable.

(3) The parties may be heard in person or by counsel. C.R.O. 1950, Reg. 237, s. 15.

16.—(1) The proper master of titles may fix costs or order costs to be paid by any person after taxation by a taxing officer of the court.

(2) Upon taxation the same fees are payable to the taxing officer as are payable upon a taxation under an order of a judge of the court, and the practice and rules applicable to a taxation under a judge's order apply. C.R.O. 1950, Reg. 237, s. 16.

17.—(1) In case of death or change of interest pending registration, the proceedings shall, subject to the provisions of the Act, be available to such person as the proper master of titles on application, having regard to the rights of the several persons interested in the land, directs.

(2) The court or the proper master of titles may,

- (a) require notices to be given to persons becoming interested; or
- (b) make an order for discontinuing or suspending or carrying on the proceedings, or otherwise in relation thereto, as under the circumstances may be just. C.R.O. 1950, Reg. 237, s. 17.

18.—(1) A caution to be registered against first registration shall be in Form 6 and an affidavit in Form 7 in support shall be registered therewith.

(2) The period to be limited by the notice in Form 8 to be served on the cautioner shall be seven days, or such other period of not less than four days as the proper master of titles directs.

(3) The notice may be served either personally or by mail as the proper master directs. C.R.O. 1950, Reg. 237, s. 18.

#### DEALINGS AFTER REGISTRATION

##### NOTICE BY MASTER TO SHERIFF

19. The notice to be given under subsection 1 of section 37 of the Act shall be in Form 9. C.R.O. 1950, Reg. 237, s. 19.

##### CAUTION AGAINST DEALING WITH LAND

20.—(1) A caution to be registered under section 135 of the Act shall be in Form 10, and an affidavit in Form 11 in support of the caution shall be filed with the caution.

(2) The period to be limited by the notice in Form 12 to be served on a cautioner under section 136 of the Act shall be seven days or such other period, not less than four days, as the proper master of titles directs. C.R.O. 1950, Reg. 237, s. 20.

21.—(1) The proper master of titles may withdraw or cancel the entry of any caution upon receiving the consent in Form 13 of the cautioner or his solicitor.

(2) The consent shall be attested and verified by an affidavit in Form 14.

(3) The application to terminate a caution shall be in Form 15.

(4) At any time before the expiration of the period limited by the notice given under section 20 or given on account of any dealing submitted for registration, or any extension thereof that is granted by the master, the cautioner may show cause why the caution should be continued or why the dealing should not be registered. C.R.O. 1950, Reg. 237, s. 21.

##### INHIBITIONS

22.—(1) An application to the proper master of titles for an inhibiting order under section 25 of the Act shall be in Form 16.

(2) Where the application is to the court, it shall be entitled "In the Supreme Court of Ontario". C.R.O. 1950, Reg. 237, s. 22.

##### RESTRICTIONS

23.—(1) An application under section 121 of the Act shall state the particulars of the directions or restrictions required to be entered on the register.

(2) An application to withdraw or modify a direction or restriction shall be attested and verified. C.R.O. 1950, Reg. 237, s. 23.

24. Before an entry is made upon the register under subsection 2 of section 72 of the Act, the consent in writing of the persons to be entered as the registered owners of the land or charge, stating the particulars of the entry required, shall be filed in the office. C.R.O. 1950, Reg. 237, s. 24.

##### CHARGES

25.—(1) The instrument by which any charge of freehold or leasehold land in Form 17 is made under section 92 of the Act shall be registered, and the execution by the registered owner of the land shall be attested and verified.

(2) Where it is desired that an entry be made on the register,

(a) negating the implied covenants referred to in sections 93 and 94 of the Act;

(b) contrary to the powers given to a registered owner of a registered charge by sections 95, 96 and 97 of the Act; or

(c) contrary to subsection 6 of section 80 of the Act,

a separate written application in that behalf shall be filed giving the particulars of the entry required to be made, and shall be signed, attested and verified.

(3) The verification may where practicable be made by the same affidavit as that verifying the charge.

(4) Where a foreclosure or sale has been enforced by the registered owner of the charge, the proper master of titles shall, upon the application of the person entitled to the benefit of the foreclosure or sale, and upon proper proof, make all necessary entries in the register.

(5) The applicant shall file a draft of the entry to which he considers himself entitled. C.R.O. 1950, Reg. 237, s. 25.

26. A transfer of charge in Form 18 shall be attested and verified. C.R.O. 1950, Reg. 237, s. 26.

27. A postponement of charge shall be in Form 19 and shall be attested and verified. C.R.O. 1950, Reg. 237, s. 27.

28. Where a charge is created after the first registration of the land, the cessation thereof shall be in Form 20 and shall be attested and verified. C.R.O. 1950, Reg. 237, s. 28.

29. Where the cessation of a charge entered on the register is required to be noted under section 100 of the Act, and the application in Form 21 is not made or concurred in by the registered owner of the charge, proof of the satisfaction of the charge shall be filed with the application. C.R.O. 1950, Reg. 237, s. 29.

##### CANCELLATION OF ENTRIES IN EXECUTION BOOK

30. Where a copy of a writ of execution affecting the land of the registered owner has been received by the proper master of titles and there is afterwards filed by or on behalf of the owner or any person interested in the land,

(a) a subsequent certificate of the sheriff showing,

(i) that at the date thereof there is no execution in his hands against the lands of the owner and that none is outstanding for renewal or outstanding with a return of lands on hand for want of buyers or to the like effect, and

(ii) that no lands have been sold by the sheriff under an execution against the owner within six months preceding the date thereof; or

(b) any other certificate of the sheriff showing that the executions previously entered in the execution book have ceased to affect the land of the owner,

the master may cancel in the execution book all previous entries of writs against the owner. C.R.O. 1950, Reg. 237, s. 30.



## TRANSFERS OF LAND

**31.** A transfer of land shall be in Form 22 and shall be attested and verified, with an additional affidavit as to the identification of parties and marriage status in Form 23. C.R.O. 1950, Reg. 237, s. 31.

**32.**—(1) Where a transfer or charge affects land or a charge of which the transferor or chargor is the registered owner, and also land or a charge of which he is not then the registered owner, the proper master of titles may register the instrument in respect of the land or charge of which the transferor or chargor is the owner.

(2) Where the transferor or chargor subsequently becomes the registered owner of other land, or of another charge, included in the transfer or charge, the master may register the transfer or charge as to the other land or charge. C.R.O. 1950, Reg. 237, s. 32.

**33.** An application requiring an entry to be made on the register negating the implied covenants under section 108 of the Act shall be in Form 24, and shall be signed, attested and verified. C.R.O. 1950, Reg. 237, s. 33.

**34.** Where it is required to prove that a person has become entitled to any land or charge, in consequence of the death of a registered owner, the application shall be in Form 25 or 26. C.R.O. 1950, Reg. 237, s. 34.

**35.** Where an alphabetical index of owners is maintained and an application for the entry of a transmission upon the death of a registered owner has been granted, and a copy of the will of the owner, or of letters of administration to his estate, has been filed upon the application, the name of the deceased owner shall be entered in the alphabetical index of owners in the column headed "owner" with the word "deceased" appended thereto, and in the column headed "no. of instrument" the number in the receiving book of the application for transmission shall be inserted. O. Reg. 257/52, s. 3.

**36.**—(1) An application in Form 25, 26 or 27 under section 126, 127, 128 or 129 of the Act shall be supported by the affidavit of the applicant, showing the existing rights of the persons interested in the land or charge, as the case may be.

(2) Where there is an intestacy, the affidavit shall be in Form 28. C.R.O. 1950, Reg. 237, s. 36 (1, 2).

(3) An application in Form 29 under section 130 of the Act shall be supported by the affidavit of the survivor or survivors of the deceased joint tenant in Form 30. O. Reg. 20/56, s. 2.

## LEASES

**37.**—(1) Where a notice of a lease or agreement for a lease is to be registered under section 109 of the Act, the lease or agreement, when verified and deposited with the application in Form 31, shall be entered in full in a book to be kept for the entry of leases.

(2) Notice of the lease shall be entered in the register of the land by a short memorandum stating the fact of the lease and the length of the term and referring to the entry in the book kept for the entry of leases.

(3) Where the registered owner of the land concurs, he shall be a party to and sign the application or consent in writing thereto, and his signature shall be attested and verified. C.R.O. 1950, Reg. 237, s. 37 (1-3).

(4) Where the registered owner does not concur, such notice shall be given him under section 109 of the Act as the proper master of titles deems reasonable. O. Reg. 257/52, s. 4.

**38.** A transfer of leasehold land shall be in Form 32 and shall be signed, attested and verified. C.R.O. 1950, Reg. 237, s. 38.

ENTRY AS TO EXCEPTIONS  
UNDER SECTION 46 OF THE ACT

**39.**—(1) An application requiring an entry to be made on the register under section 46 of the Act shall state the particulars of the entry required.

(2) The evidence in support of the application shall be filed therewith, and the application shall be proceeded with in such manner as the proper master of titles directs. C.R.O. 1950, Reg. 237, s. 39.

## CONDITIONS AND COVENANTS ANNEXED TO LANDS

**40.** An application under section 122 of the Act may be in Form 33. C.R.O. 1950, Reg. 237, s. 40.

## LAND CERTIFICATE

**41.** A land certificate in Form 34 shall,

- (a) be under the seal of the office;
- (b) contain a copy of the registered description of the land;
- (c) contain the name and place of residence of the registered owner; and
- (d) contain a short statement of such other matters as are for the time being entered on the register as affecting the land. C.R.O. 1950, Reg. 237, s. 41.

## CERTIFICATE OF CHARGE

**42.** A certificate of charge shall be under the seal of the office, and may at the option of the applicant contain a copy of the entry on the register of the charge with a reference to or a copy of the registered description of the land or the like particulars as in a land certificate. C.R.O. 1950, Reg. 237, s. 42.

## REGISTRATIONS

**43.** Abstracts and copies of documents and documents submitted for registration shall be retained pending completion of the registration to which they relate, and afterwards shall be dealt with as the proper master of titles directs. C.R.O. 1950, Reg. 237, s. 43.

**44.** Applications under the Act and material in support and transfers, charges, cautions and other documents submitted for registration shall be written on one side of foolscap paper of good quality, and shall be folded twice across and neatly endorsed. C.R.O. 1950, Reg. 237, s. 44.

**45.** Where a document submitted for registration has been executed under a power of attorney, the power of attorney in Form 35 shall be produced and verified, and evidence shall be furnished in Form 36. C.R.O. 1950, Reg. 237, s. 45.

**46.**—(1) A power of attorney or specific release of dower with proof of the execution, or a copy certified by,

- (a) a registrar of deeds under *The Registry Act*;
- (b) the master of titles, or a local master of titles;
- (c) the Provincial Secretary or his deputy or assistant; or
- (d) the Registrar under *The Loan and Trust Corporations Act* where the instrument is filed in his office,

that is registered with the proper master of titles shall be copied into a book for that purpose.



(2) The proper master of titles may use the same book for the entry of leases under section 37, powers of attorney and specific releases of dower under this section, except where the Inspector otherwise directs. O. Reg. 257/52, s. 5.

47. Where a document is executed by or on behalf of a corporation, an affidavit in Form 37 shall be registered. O. Reg. 257/52, s. 5.

#### TRANSFER BY SHERIFF

48. A transfer by a sheriff under section 148 of the Act shall be in Form 38. C.R.O. 1950, Reg. 237, s. 48.

#### DESTRUCTION OF INSTRUMENTS

49. A proper master of titles may direct the destruction of any instrument in his possession or custody that has been superseded by entries in the register or has ceased to have any effect. C.R.O. 1950, Reg. 237, s. 49.

#### STATIONERY CHARGES

50. All copies, entries or engrossments or other writings and all stationery and forms supplied by the office in the course of registration shall be paid for by the applicant. C.R.O. 1950, Reg. 237, s. 50.

#### VERIFICATION OF DOCUMENTS

51. Where the signing or execution of any document is required to be verified, the signing or execution shall be attested and the verification shall be by affidavit,

- (a) in Form 39 in the case of a transfer of land where the transferor is unmarried; and
- (b) in Form 40 in the case of execution of documents with bar of dower. C.R.O. 1950, Reg. 237, s. 51.

#### REGISTERS

52.—(1) The register shall be made in such a manner that where there is a registered owner of any parcel of land, that land and any transactions relating thereto authorized to be entered on the register shall be entered on a page or succession of pages so as to form a separate record in the register, referred to in this section as the register of the parcel.

(2) Each parcel of land separately entered on the register shall be identified by a separate number and, where the land originally registered is dealt with in separate parcels, each new separate parcel shall refer to the number of the original parcel.

(3) The proper master of titles shall note upon the register of the parcel of the transferor the number of the parcel of the transferee's title, and upon that of the transferee the number of the parcel of the transferor.

(4) The proper master of titles may enter the whole or any part of a parcel of land as a new parcel either alone or with other land and may call in the outstanding land certificate for the purpose of making thereon all proper entries or memoranda or for cancellation, and upon making the entries shall note in the register of the old parcel the fact of the entries, showing in the note the land so entered, and thereafter the page on which the land is newly entered and the page or pages succeeding it, set apart for the entry of dealings in respect thereto, shall be deemed to be the register of the title of the land.

(5) The proper master of titles may withdraw from the register, by cancellation or otherwise, any notice or entry that he is satisfied no longer affects the registered land. C.R.O. 1950, Reg. 237, s. 52.

53.—(1) There shall be kept in every land titles office a register to be called the companies register.

(2) There shall be entered in the companies register short particulars of the powers of companies in respect of land, of the amalgamation or absorption of companies or of changes in the names of companies or copies of or extracts from the instruments by which the amalgamation, absorption or changes are affected, where a company affected by any such instrument desires the registration thereof, or where any person interested requires the registration of an instrument. C.R.O. 1950, Reg. 237, s. 53 (1, 2).

(3) Where a company desires to be entered as owner of land or of a charge, or transfers or charges land, it shall produce to the proper master of titles,

- (a) the charter or other instrument conferring the authority to hold, mortgage or transfer land;
- (b) an exemplification or copy thereof, certified by the proper officer in that behalf;
- (c) a notarial copy thereof; or
- (d) such other evidence as is satisfactory to the proper master of titles.

(4) Where the original, exemplification or notarial copy is not filed, a copy of the original or exemplification shall be filed, and the copy shall be compared in the office with the original or exemplification, and a note that the comparison has been made shall be written upon the copy by the master or clerk who makes the comparison. O. Reg. 257/52, s. 6.

(5) The proper master of titles shall copy into the companies register any instruments produced under this section, or shall enter into the register extracts therefrom, with such particulars as are required to show the powers of the company to hold, transfer or mortgage land.

(6) In the offices at St. Thomas and Ottawa the entries authorized or required by this section may be made in the same book as powers of attorney until the Inspector otherwise directs. C.R.O. 1950, Reg. 237, s. 53 (5, 6).

54.—(1) There shall be kept in every land titles office a register to be called the Department of Highways register.

(2) The proper master of titles shall record in the Department of Highways register each plan deposited, filed or registered in his office by the Minister of Highways under *The Highway Improvement Act*. O. Reg. 20/56, s. 3.

55.—(1) The master of titles or local master of a district or county through which,

- (a) the Northern Ontario section of the trans-Canada pipe line, as referred to in the *Northern Ontario Pipe Line Crown Corporation Act* (Canada); or
- (b) any pipe line constructed by Trans-Canada Pipe Lines Limited,

passes shall keep a register to be called the Trans-Canada Pipe Line Register.

(2) All route plans defining the location of easements registered by Northern Ontario Pipe Line Crown Corporation, or Trans-Canada Pipe Lines Limited, shall be entered in the Trans-Canada Pipe Line Register.

(3) Notwithstanding section 53, the master of titles or local master to whom this section applies shall not

call for the production of the charter of Trans-Canada Pipe Lines Limited or Northern Ontario Pipe Lines Crown Corporation, or any evidence as to their compliance with *The Mortmain and Charitable Uses Act*. O. Reg. 245/56, s. 1.

#### DESCRIPTIONS

56. Where land is described by courses that are not stated to be astronomic, the proper master of titles may require the governing line for the courses to be stated. C.R.O. 1950, Reg. 237, s. 54.

57. Where the registered owner of any land requests that a revised description be substituted for the registered description, the proper master of titles may cause a revision of the description, and the revised description is thenceforth the registered description of the land. C.R.O. 1950, Reg. 237, s. 55.

#### WITHDRAWAL OF LAND

58. An application for the withdrawal of land from the operation of the Act shall be in writing, shall describe and identify the land proposed to be withdrawn, and shall set out the circumstances that render the withdrawal expedient. C.R.O. 1950, Reg. 237, s. 56.

#### NOTICES

59.—(1) All notices and summonses required to be given or served shall be prepared by the applicant, and shall be legibly written.

(2) Copies of notices shall be under the seal of the office.

(3) If the service of a notice or summons is personal, it shall be proved by affidavit.

(4) Every notice required to be given shall, if sent by post and not returned, be deemed to have been received within seven days exclusive of the day of posting.

(5) On the return of a letter containing a notice, the proper master of titles shall direct service of the notice,

- (a) personally;
- (b) substitutionally; or
- (c) by publication.

(6) Service on the solicitor or the solicitor's agent of any person shall be deemed to be good service on that person. C.R.O. 1950, Reg. 237, s. 57.

60. Where in any proceeding a notice is required to be given, the applicant shall pay the proper fees for preparing the notice, and shall prepare the requisite copies, and see that the notice is served. C.R.O. 1950, Reg. 237, s. 58.

#### SERVICE WHERE A SOLICITOR ACTS

61.—(1) Where a party is represented in the office of a master by a solicitor, all notices, orders, appointments and other documents that do not require personal service may be served,

- (a) upon the solicitor; or
- (b) where the solicitor does not reside in the county or district where proceedings are conducted, upon his agent named in "The County Solicitors' and Agents' Book" under the rules of practice and procedure of the Supreme Court, or upon his Toronto agent named in "The Toronto Solicitors' and Agents' Book" under the rules of practice of the Supreme Court.

(2) Where a solicitor has not named an agent in either of the books mentioned in subsection 1, the mailing of any notice, order, appointment or other document, addressed to the office of the solicitor, post-paid and registered, shall be deemed to be sufficient service as of the date of mailing. C.R.O. 1950, Reg. 237, s. 59.

#### ADDRESS BOOK

62. The addresses furnished under section 176 of the Act may be entered in an address book kept in each land titles office for that purpose. O. Reg. 257/52, s. 7.

#### DISCRETION OF MASTER

63. Where the signing or execution of any document or instrument or any act is required by these Rules to be attested, verified or done by a solicitor, the proper master of titles if he thinks fit may accept the document or instrument though not so attested or verified, or may give directions in respect of the act though not so done, and he may,

- (a) accept an instrument though not verified by an affidavit of a subscribing witness if satisfied of the execution thereof;
- (b) accept a covenant or other indemnity to protect the Assurance Fund in respect of any matter as to which a question may arise; and
- (c) accept and register documents that are irregular or deficient in form. C.R.O. 1950, Reg. 237, s. 61; O. Reg. 257/52, s. 8.

#### INDEXES

64.—(1) The proper master of titles may keep alphabetical indexes corresponding as nearly as may be to the indexes provided under *The Registry Act*.

(2) Any person may inspect the indexes.

(3) Subsection 1 does not apply to,

- (a) a transferor of land or the maker of a charge or document by virtue of which cessation of encumbrances or leases is noted;
- (b) a claimant of a mechanics' lien; or
- (c) a claimant under *The Conditional Sales Act*. C.R.O. 1950, Reg. 237, s. 62; O. Reg. 257/52, s. 9.

#### CERTIFICATE OF SEARCH

65. The proper master of titles may issue a certificate of search in such form as he thinks fit, and may endorse thereon whether or not a certificate of ownership is outstanding. O. Reg. 257/52, s. 10.

#### BOOKS

66.—(1) The master of titles at Toronto and each local master shall keep books to be called the receiving and fee book, and the suspense book, in the form used in the office of land titles at Toronto.

(2) There shall be entered in the receiving and fee book forthwith upon receipt,

- (a) all instruments submitted for registration; and
- (b) all fees, whether payable in money or stamps, showing the separate items of service.

(3) Where the Inspector so directs, the particulars of searches shall be entered in a separate book, and only the daily total of fees for searches shall be entered in the receiving and fee book.

(4) Upon the completion of the entry of an instrument in the register, a note thereof shall be entered in the receiving and fee book, and from time to time the proper master of titles shall enter from that book into the suspense book, or other form of record, all instruments of which registration is delayed.

(5) As the registration of instruments entered on a page of the receiving and fee book or their transfer to the suspense book or other form of record is completed, the master shall rule a diagonal line across the page of the receiving and fee book so as to indicate that all instruments previously entered therein have been registered, rejected or entered in the suspense book or other form of record.

(6) The pages of the suspense book shall be dealt with in the same manner as the receiving and fee book as the instruments entered are disposed of. C.R.O. 1950, Reg. 237, s. 64; O. Reg. 257/52, s. 11.

67.—(1) In each land titles office there shall be kept a book called the Executors and Administrators Caution Book, in which shall be entered all cautions registered by executors and administrators under sections 13, 14 and 15 of *The Devolution of Estates Act*, and the caution need not be entered on the register of any particular parcel of land.

(2) The entries in the book shall be indexed under the name of the testator or the intestate. C.R.O. 1950, Reg. 237, s. 65.

#### FEES

68.—(1) The fees set forth in Schedule 1 are payable to the proper master of titles, and the fees set forth in Schedule 2 are payable to the director of titles.

(2) Fees shall be paid by cash, money order or cheque payable at par and certified or not as the director of titles or the proper master of titles requires. O. Reg. 105/60, s. 2.

69.—(1) A proper master of titles may as a convenience establish a system of deposit accounts and receive from a person or firm regularly transacting business in the land titles office an amount of money not exceeding the total fees normally paid by that person or firm during a three-month period.

(2) Fees payable by a person or firm in whose name a deposit account is maintained shall be deducted from the amount on deposit in that account.

(3) No interest shall be allowed on money deposited under subsection 1. O. Reg. 105/60, s. 2.

70.—(1) The day, hour and minute of receipt of an instrument presented for registration by a person other than the Government of Ontario shall not be noted thereon until the fees for the registration are paid.

(2) Where the fees for the registration of an instrument are not paid within fifteen days after the receipt of the instrument, the proper master of titles shall return the instrument to the person who presented it. O. Reg. 105/60, s. 2.

71. Fees received in respect of applications for first registration and other matters entered in the procedure books shall, upon the application or other matter being disposed of, be entered in the receiving and fee book, and a note made in the procedure book. C.R.O. 1950, Reg. 237, s. 68.

72. The master of titles and every local master shall, on or before the 15th day of January in each year, make a return in duplicate to the Inspector under oath of all fees received by him up to and including the 31st day of the previous December. C.R.O. 1950, Reg. 237, s. 69.

#### APPLICATIONS TO COURT AND APPEALS

73.—(1) On an application to the court being made by or on appeal from the proper master of titles or under section 168 or 169 of the Act, a statement in Form 41 shall be prepared by the applicant and settled and signed by the master of titles at Toronto.

(2) Applications to the court and appeals from the proper master of titles shall be in the same manner and subject to the same rules as appeals from the master of the Supreme Court, except that the notice of appeal shall be served within seven days after the decision complained of, or within such further time as is allowed by a judge of the court or by the master of titles at Toronto, and the motion is returnable within fourteen days after the decision, or within such other time as is allowed.

(3) No appeal from a decision or order of the proper master of titles or of the court affects any registered dealing for valuable consideration before a notice in writing of the appeal has been deposited and a note thereof made in the register. C.R.O. 1950, Reg. 237, s. 70.

#### TERRITORY SEPARATED FROM REGISTRY DISTRICT

74.—(1) Where any territory has been separated from a registry district, the local master of that district shall prepare and certify true copies of the existing registers of the parcels of land in the territory so separated and he shall state in his certificate whether there is in his office any execution that affects the land, and if there is any execution he shall give the particulars.

(2) The proper master of titles shall deliver to the local master of titles of the registry district in which the separated territory is situated,

- (a) all original instruments in his hands relating exclusively to the lands;
- (b) certified copies of all documents relating to the lands and to other lands; and
- (c) a certified copy of executions affecting any of the lands so separated.

(3) The local master of titles of the separated territory shall, upon the receipt of the certified copies of the registers, register as owners of the several parcels the persons who appear to be the owners thereof subject to the charges, cautions, inhibitions, qualifications and other encumbrances affecting the parcels. C.R.O. 1950, Reg. 237, s. 72.

75. Land in unsurveyed territory shall not be registered unless the land is described in a manner that the proper master can delineate it on a map of the district in which it is situated. C.R.O. 1950, Reg. 237, s. 73.

#### Form 1

##### *The Land Titles Act*

To.....  
(name of proper master of titles at.....)

A.B., of....., being entitled for his own benefit to an estate in fee simple in the land in....., containing by estimation.....acres and described in the schedule appended applies to be registered (or, where applicable, to have registered in his stead C.D. of.....) as owner of the land (or leasehold land) with (in the case of freehold land) a possessory title



(or with an absolute title or, in the case of leasehold land, with or without a declaration of the lessor's title to grant the lease, as the case may be).

Subject to the following charges and encumbrances (if any):

The address of the said A.B. (and C.D. respectively), for service is at.....(if the application is made through a solicitor, give his office address).

Dated at                    this                    day of                    19 ..  
  
.....  
(signature of the applicant  
or his solicitor)

C.D. approves this application.

.....  
(signature of C.D.)

C.R.O. 1950, Reg. 237, Form 1.

**Form 2**

*The Land Titles Act*

I,.....of.....make oath and say:

1. I am the absolute owner in fee simple in possession (or as the case may be, repeating the words of the application) of the land mentioned in my application.

2. There is no charge or other encumbrance affecting my title to the land (except, stating any encumbrances).

3. I am not aware of any claim adverse to or inconsistent with my own to any part of the land claimed by me or to any interest therein (except, specifying the adverse claim, giving the name and address of the claimant if known, and stating how the claim arises).

4. The deeds, instruments and evidence of title which I produce in support of my application, set out in Schedule 1, are all the title deeds, instruments and evidence of title relating to the land that are in my possession or power.

5. The title deeds and evidence of title relating to the land, set out in Schedule 2, are in the possession or power of (naming the person and giving his address).

6. I do not know where, or in whose possession or power, are the title deeds and evidence of title set out in Schedule 3. (Here set out the facts showing the searches made for the missing deeds upon which it is intended to rely as sufficient to let in secondary evidence; and where there are no other title deeds, or evidence except as in Schedule 1, so state and omit paragraphs 5 and 6.)

7. I am (or A.B. is and show under what claim of title) in possession of the land, and to the best of my knowledge and belief possession has always accompanied the title under which I claim, since the year

.....when one....., through whom I claim, took possession, and before that the land was in a state of nature (if possession has not always accompanied the title under which the petitioner claims, state the facts as to the actual possession).

8. I am now in actual occupation of the land (or if a tenant of the applicant is in occupation, state how he claims to hold and how he in fact holds; and if the tenancy is under an instrument in writing produce it; and if no person is in actual occupation so state).

9. To the best of my knowledge, information and belief this affidavit discloses all facts material to my title.

10. There are no arrears of taxes against the land, (or according to the fact) nor has the land been sold for taxes during the past eighteen months, nor under execution during the past six months, and I do not know of any writ of execution in the hands of the sheriff against me or affecting the land.

11. To the best of my knowledge, information and belief, no person has any right of way, or of entry, or of damming back water, or of overflowing, or of placing or maintaining any erection, or of preventing the placing or maintaining of any erection on, in, to or over the land, (except, giving the names and addresses of any person having any easement or right, and stating the particulars and nature thereof); and the land is not subject to any right of way or to any other easement or other dominant right.

12. The land is not worth more than \$..... including the buildings and fixtures thereon, and the buildings and fixtures are worth at least \$..... (Where more than one parcel is included in the application, give the value of each parcel.)

13. I am married, and the name of my wife is (or I am not married); and we are each twenty-one years of age or over (as the case may be).

Sworn.....

C.R.O. 1950, Reg. 237, Form 2.

**Form 3**

*The Land Titles Act*

In the matter of (give a short description of the land).

Notice is hereby given that A.B. has made an application to the proper master of titles at.....for a certificate of title to this land of which he claims to be the owner in fee simple free from all encumbrances (except.....).

Wherefore any other person having or claiming to have any title to or interest in the land or any part thereof is required on or before the.....day of ..... 19....., to file a statement of his claim in my office at the City of Toronto, and to serve a copy on A.B. (or on J.H. of....., solicitor for the applicant).

The address of A.B. for service is .....

Dated at.....this day of....., 19....

.....  
Master of Titles

C.R.O. 1950, Reg. 237, Form 3.

**Form 4**

*The Land Titles Act*

In the matter of the application of A.B. and in the matter of (give a short description of the land).

I, C.D. of.....make oath and say:

1. The advertisement of which a duplicate is annexed and marked A, was published in the issues of *The Ontario Gazette* of the.....and..... days of....., 19....



2. The advertisement of which a duplicate is annexed and marked B, was published in the issue of the.....of the.....day of (name of newspaper)

....., 19....

Sworn, .....

C.R.O. 1950, Reg. 237, Form 4.

### Form 5

#### *The Land Titles Act*

To E.F. ....

In the matter of (give a short description of the land).

Take notice that A.B. of....., has made an application to be registered under this Act, as the owner in fee simple with an absolute title of this land, and take notice that if you claim any interest therein you shall file your claim in writing stating the particulars thereof verified by affidavit in my office at the

City of Toronto on or before the.....day of..... and shall serve a copy on A.B., at (give address for service or on J.H., of....., solicitor for A.B.).

I have directed this notice to be served upon you because (state reason why notice is given).

Given under my hand this.....day of....., 19....

.....  
Master of Titles

C.R.O. 1950, Reg. 237, Form 5.

### Form 6

#### *The Land Titles Act*

To.....  
(the proper master of titles at.....)

I, A.B., of....., have such an interest in the land herein described as entitles me to object to any disposition thereof being made without my consent, and I am entitled to notice of any application that may be made for the registration of the land.

The following is a description of the land:

My address for service is.....

Dated at.....this.....day of....., 19..

.....  
(signature of cautioner)

C.R.O. 1950, Reg. 237, Form 6.

### Form 7

#### *The Land Titles Act*

I, A.B., of....., make oath and say as follows:

My interest in the land described in the above (or annexed) caution entitles me to object to any disposition of the land being made without my consent, and the nature of my interest is as follows:

Sworn, .....

C.R.O. 1950, Reg. 237, Form 7.

### Form 8

#### *The Land Titles Act*

To.....

Take notice that C.D., of....., has applied to be registered (or to have registered in his stead E.E., of.....) as owner of the land in the.....of....., in the....., affected by the caution dated the.....day of....., 19..., registered

by you in the office of land titles at....., and if you intend to oppose the registration, you are to attend either in person or by your solicitor or counsel for that

purpose before me at my office on the.....day of

....., 19...., at.....o'clock in the.....noon.

.....  
(signature of proper master)

C.R.O. 1950, Reg. 237, Form 8.

### Form 9

#### *The Land Titles Act*

To the sheriff of.....

Take notice that I have entered.....of.....the patentee as owner of land in your bailiwick.

Dated at.....this.....day of....., 19..

.....  
(signature of  
local master of titles at  
.....)

C.R.O. 1950, Reg. 237, Form 9.

### Form 10

#### *The Land Titles Act*

To.....

(the proper master of titles at.....)

I, A.B., of....., being interested in the land registered in the name of G.H., as parcel.....in the register for.....(or in the charge registered as number....., in the name of E.F., of....., as

owner and being on parcel.....) require that no dealing with the land (or charge) be had on the part of the registered owner (or other named person who is shown to have an interest in the land) until notice has been served upon me.

My address for service is.....

Dated at.....this.....day of....., 19..

.....  
(signature of  
cautioner or his solicitor)

C.R.O. 1950, Reg. 237, Form 10; O. Reg. 257/52, s. 1.

**Form 11***The Land Titles Act*

I, A.B., of....., make oath and say as follows:

I am interested in the land (or charge) mentioned in the above (or annexed) caution and the particulars of my interest are as follows:

Sworn, .....

C.R.O. 1950, Reg. 237, Form 11.

**Form 12***The Land Titles Act*

To.....

Take notice that the caution registered by you in the office of land titles at....., on the.....day of....., 19...., as number....., requiring that no dealing with the land (or charge) registered in the name of.....should be had on the part of the registered owner until notice has been served upon you, will cease to have any effect after the expiration of.....days after this notice is served.

And I appoint the.....day after service hereof at my office, at 11 o'clock a.m., to hear the parties interested.

And I direct that this notice, with proof of service thereof, be filed with me before the.....day after service, and in case it is not filed, I do order that the caution shall not cease to have effect until the expiration of.....days from the filing of the notice and the proof.

.....  
(signature of proper master)

C.R.O. 1950, Reg. 237, Form 12.

**Form 13***The Land Titles Act*

To.....

(the proper master of titles at.....)

I, A.B., of....., the cautioner, named in a caution No.....in respect of the land registered as parcel.....in the register for....., (or in respect of a charge registered as No....., and being on parcel.....), hereby authorize you to enter in the register a cessation of the caution.

Dated at.....the.....day of....., 19..

Witness:

E.F.

.....  
(signature of A.B. or the solicitor)

C.R.O. 1950, Reg. 237, Form 13.

**Form 14***The Land Titles Act*

I, E.F., of....., a solicitor of the Supreme Court of Ontario, make oath and say:

1. I am well acquainted with A.B., named in the above withdrawal of caution, and saw him sign the document, and the signature purporting to be his signature at the foot of the document is in his hand-writing.

2. I believe A.B. to be the person who registered the caution referred to in the document.

3. A.B. is of the age of twenty-one years or over and is of sound mind and signed the document voluntarily

at.....

I am a subscribing witness to the document.

Sworn, .....

.....  
(signature of solicitor)

C.R.O. 1950, Reg. 237, Form 14.

**Form 15***The Land Titles Act*

To.....

(the proper master of titles at.....)

A.B., the registered owner (or the transferee of C.D. the registered owner) of the land registered as parcel in the register of land titles for.....in the name of A.B. (or C.D.) applies for a notice to be served.....terminating caution No.....registered by E.G.

This application is made upon the following grounds:

The address of A.B. for service is.....

Dated at.....this.....day of....., 19..

.....  
(signature of A.B. or his solicitor)

C.R.O. 1950, Reg. 237, Form 15.

**Form 16***The Land Titles Act*

To.....

(the proper master of titles at.....)

C.D., of....., being interested in the land registered in the office of land titles at....., in the name of.....as parcel No.....in the register for....., (or in charge number.....registered the.....day of....., 19...., in the name of.....)

hereby requests you to issue an order or make an entry inhibiting any dealing with the land (or charge) under section 80 of the Act.

In support of this application is the affidavit of the applicant or his solicitor filed.

The address of C.D. for service is.....

Dated at.....this.....day of....., 19..

(signature of C.D. or his solicitor)

C.R.O. 1950, Reg. 237, Form 16.

### Form 17

#### *The Land Titles Act*

I, A.B., the registered owner of the land entered in the office of land titles at....., as parcel.....in the register for....., in consideration of..... paid to me, charge the land with the payment to C.D. of....., on the.....day of....., 19... of the principal sum of.....dollars with interest at the rate of...per cent per annum, and with a power of sale to be exercised after default, and.....month's subsequent notice of the intention to sell (as the case may be and add any covenants agreed to and not implied under the Act or otherwise).

I, E.B., wife of A.B., hereby bar my dower in the land.

This charge is made in pursuance of *The Mortgages Act* and *The Short Forms of Mortgages Act* (where it is desired to operate under either or both of those Acts).

Dated at.....the.....day of....., 19..

(signatures of A.B. and E.B.)

Witness:  
X.Y.

C.R.O. 1950, Reg. 237, Form 17.

### Form 18

#### *The Land Titles Act*

I, C.D., the registered owner of the charge dated the.....day of.....19..., made by A.B., and numbered.....charging the land registered as parcel....., in consideration of....., paid to me, transfer that charge to E.F., of.....as owner.

(Where the charge is transferred upon an agreement to re-transfer it upon the payment of a sum of money or upon the performance of any other conditions insert:

E.F. hereby agrees that he will, upon payment to him of the sum of \$.....on the.....day of....., 19..., with interest thereon at...per cent from the.....day of....., 19..., re-transfer the charge to C.D.)

Dated at.....the.....day of....., 19..

(signature)

Witness:  
X.Y.

C.R.O. 1950, Reg. 237, Form 18.

### Form 19

#### *The Land Titles Act*

I, A.B., the registered owner of charge No.....

entered in the register of parcel No.....at....., made by C.D., to me, (or to E.F., and transferred to me) hereby postpone the charge to charge No..... made to C.D., to G.H.

Dated at.....this.....day of....., 19..

(signature of  
registered owner of charge)

Witness:  
X.Y.

C.R.O. 1950, Reg. 237, Form 19.

### Form 20

#### *The Land Titles Act*

To.....  
(the proper master of titles at.....)

I, A.B., of....., the registered owner of the charge made by C.D. to me, (or to E.G. and transferred to me) dated....., and registered as No..... on the land (or part of the land) registered in the office of land titles at.....as parcel.....in the register for....., hereby request you to notify on the register the cessation of the charge.

(or I hereby request you to notify on the register the cessation of the charge as to the following land:)

Dated at.....this.....day of....., 19..

(signature)

Witness:  
G.H.

C.R.O. 1950, Reg. 237, Form 20.

### Form 21

#### *The Land Titles Act*

A.B., the registered owner of the land entered in the register for.....as parcel No.....requests the master to notify on the register the cessation of the charge made by the said A.B., dated the..... day of.....and numbered.....and now appearing as an encumbrance upon the land, the charge having been paid off and satisfied, as appears by the receipts and affidavits of C.D. and E.F. filed herewith.

Dated at.....the.....day of....., 19..

(signature of A.B. or his solicitor)

C.R.O. 1950, Reg. 237, Form 21.

**Form 22**

*The Land Titles Act*

I, A.B., the registered owner of the freehold (or leasehold land) registered as parcel No.....at .....in consideration of.....dollars paid to me, transfer to C.D., of....., the land described as follows:

being the whole (or part) of the parcel.

And I, E.B., wife of A.B., hereby bar my dower in the land (where bar of dower is necessary).

Dated at.....the.....day of....., 19..

(signatures)

Witness:

C.R.O. 1950, Reg. 237, Form 22.

**Form 23**

*The Land Titles Act*

I, A.B., above (or within) named, make oath and say, that I am unmarried, and am of the age of twenty-one years or over (or where applicable: I, A.B., above (or within) named, make oath and say: C.B. who executed the above (or within) instruments is my wife and that we are each of the age of twenty-one years or over).

Sworn, .....

C.R.O. 1950, Reg. 237, Form 23.

**Form 24**

*The Land Titles Act*

To.....  
(the proper master of titles at.....)

A.B., the registered owner of the leasehold land registered as parcel No.....in the register for .....at.....and C.D., of.....the transferee named in the instrument of transfer dated the.....day of....., 19..., and filed herewith, request you to make an entry on the register as in the following: (here state the implied covenants to be negated).

Dated at.....the.....day of....., 19..

(signatures of transferor and transferee)

Witness:

C.R.O. 1950, Reg. 237, Form 24.

**Form 25**

*The Land Titles Act*

To.....  
(the proper master of titles)

A.B., the registered owner of the land entered in the register for.....is parcel....., died on the.....day of....., 19..

C.D., of....., being interested in the land,

applies to be registered (or to have E.F., of....., registered), as owner of the land, as executor, administrator, or devisee (or as the case may be).

(State shortly the facts under which title is claimed, and in case the registered owner died intestate as to these lands, add a clause similar to the following:

1. A.B. died intestate and a widower and left him surviving the following children who are his next of kin: C.B., D.B., and G.F., wife of H.F.

2. No other child of A.B. survived him and no child of A.B. predeceased A.B., leaving issue.)

The evidence in support of this application consists of letters of administration or probate to the estate of A.B., the affidavits of the applicant and his solicitor and

(other evidence, if any, produced)

The address of C.D. is.....  
(address.)

Dated the.....day of....., 19..

(signature of C.D. or his solicitor)

O. Reg. 257/52, s. 2.

**Form 26**

*The Land Titles Act*

A.B., the registered owner of the leasehold land registered as parcel No.....at.....(or charge No. ....dated the.....day of....., 19..), died on.....day of....., 19..

C.D., of....., is entitled to the leasehold land (or charge) and applies to be registered as the owner thereof.

(State shortly the facts which confer title.)

The evidence in support of this application consists of the affidavit of the applicant and his solicitor and the letters probate (or letters of administration).

The address of C.D. is.....

Dated at.....the.....day of....., 19..

(signature of C.D., or his solicitor)

C.R.O. 1950, Reg. 237, Form 26.

**Form 27**

*The Land Titles Act*

C.D., of....., being entitled to an estate in dower (or by the curtesy), in the land registered as parcel No. .... at.....in the register for....., of which land A.B. is the registered owner, applies to have notice of the estate entered on the register.

The existing rights of the several persons interested in the land are stated in the affidavits of C.D. and of



G.H., the solicitor of C.D., filed herewith, and the other evidence in support of this application left herewith.

The address of C.D., for service is.....

Dated at.....this.....day of....., 19..

.....  
(signature of C.D. or his solicitor)  
C.R.O. 1950, Reg. 237, Form 27.

**Form 28**

*The Land Titles Act*

I, A.B., of....., make oath and say:

1. I am the administrator of C.D., formerly of .....

2. That C.D. was the registered owner of parcel No.....at.....and died on or about the .....day of....., 19...., intestate.

3. Here give the name of widow or widower and the name, address, and age of any child or issue of a deceased child who survived the intestate, and if none then of the next of kin.

Sworn,.....  
C.R.O. 1950, Reg. 237, Form 28.

**Form 29**

*The Land Titles Act*

Application to Remove Name of Deceased Joint Tenant

To.....  
(the proper master of titles)

A.B. of.....and C.D. (or C.D. and E.F.), are the registered owners as joint tenants of the land registered as parcel No.....in the register for ....., or charge No.....dated the .....day of....., 19.....

A.B. died on the.....day of....., 19 ..

C.D. (or C.D. and E.F.), being entitled to the land (or charge) by survivorship, hereby applies (or apply) to have removed from the register the name of A.B., the deceased joint tenant.

The evidence in support of this application consists of

- (1) the affidavit of the applicant(s),
- (2) the affidavit of the applicant's(s') solicitor,
- (3) the consent of the Treasurer under *The Succession Duty Act*, and
- (4) The letters probate or of administration of the estate of A.B. or the death certificate issued in respect of the death of A.B.

The address of C.D. (or C.D. and E.F.) is.....

Dated at.....the.....day of....., 19..

.....  
(signature of C.D. (or C.D. and E.F.) or his (or their) solicitor.)  
O. Reg. 20/56, s. 2.

**Form 30**

*The Land Titles Act*

I (or We), C.D. (or C.D. and E.F.) of....., make oath and say:

1. That A.B. and I (or We) are the registered owners as joint tenants of the land registered as parcel No..... in the register for....., (or charge No..... dated the.....day of....., 19....).

2. That A.B. died on the.....day of....., 19 ..

3. That I (or we) am (or are) entitled by right of survivorship to have the name of A.B., the deceased joint tenant, removed from the register.

Sworn,.....  
O. Reg. 20/56, s. 2.

**Form 31**

*The Land Titles Act*

To.....  
(the proper master of titles at .....) )

C.D., of....., being interested in the land entered in the register for.....as parcel No....., of which A.B. is the registered owner, by reason of the lease (or agreement for a lease) produced herewith, applies to you to register notice of the lease (or agreement).

A.B., the registered owner of the land, concurs in this application (when that is the fact).

The address of C.D. for service is.....

Dated at.....the.....day of....., 19..

.....  
(signatures)

Witness:  
C.R.O. 1950, Reg. 237, Form 29.

**Form 32**

*The Land Titles Act*

I,.....of the.....of....., the registered owner of the leasehold land registered in the office of land titles at.....as parcel No.....in the register for....., in consideration of the sum of .....dollars paid to me, transfer to.....of....., the land described as follows:

.....  
being the whole of the parcel for the residue of the term and all rights of renewal and other privileges contained therein.

Dated at.....this.....day of....., 19..

Witness:  
I consent to this transfer

.....  
Deputy Minister  
(or as the case may be)  
C.R.O. 1950, Reg. 237, Form 30.

**Form 33***The Land Titles Act*

To.....  
(the proper master of titles at.....)

A.B., of....., the registered owner of the land entered in the register as parcel No.....at....., requests the proper master of titles to register as annexed to the land the conditions (or covenants), a copy of which is filed herewith.

Dated at ..... this ..... day of....., 19...

.....  
(signature of A.B.)

Witness:

C.R.O. 1950, Reg. 237, Form 31.

**Form 34***The Land Titles Act*

This is to certify that A.B. is the owner (in terms of the entry in the register).

C.R.O. 1950, Reg. 237, Form 32.

**Form 35***The Land Titles Act*

I, A.B., do appoint C.D., my attorney to transfer to E.F. absolutely (or to charge), all my lands as entered and described in the register in the office of land titles at.....as parcel No.....

Dated at ..... this ..... day of....., 19...

.....  
(signature of A.B.)

Witness:

NOTE: Where it is desired to exercise a power under *The Powers of Attorney Act* insert an appropriate clause.

C.R.O. 1950, Reg. 237, Form 33.

**Form 36***The Land Titles Act*

I, C.D., of....., make oath and say:

1. That I am the attorney for A.B.

2. That the power of attorney under which I executed the within (or above) instrument on behalf of A.B. is unrevoked and in full force.

Sworn, .....

C.R.O. 1950, Reg. 237, Form 34.

**Form 37***The Land Titles Act*

I, E.F., of....., make oath and say:

1. I am the secretary of (name of company).

2. A.B. whose signature is affixed to the annexed (or within) document is the president of the Company, and C.D. whose signature is also affixed thereto is the manager thereof (as the case may be), and the seal affixed thereto is the corporate seal of the Company.

3. Under the by-laws of the Company the president and manager are empowered to execute on behalf of the Company all deeds and other instruments requiring the seal of the Company.

4. The Company is, I verily believe, the owner of the land (or charge) mentioned in the document.

Sworn, .....

NOTE: (If the officers executing are not authorized by by-law then state how they are authorized.) O. Reg. 257/52, s. 5.

**Form 38***The Land Titles Act*

I, ....., sheriff of....., under a writ

of *fieri facias*, tested the.....day of....., and issued out of the (insert name of court) in an action

wherein.....is the plaintiff, and.....the defendant, whereby I was required to levy of the lands and tenements of the defendant certain money and who is registered owner of the freehold (or leasehold) land hereinafter described, subject to the exceptions, qualifications, mortgages and encumbrances noted in the parcel register, in consideration of the sum of .....dollars paid to me, by E.F., of....., transfer to E.F. all that parcel of freehold or leasehold land (here insert a sufficient description of the land and refer to the number of the parcel and section under which the property is registered).

Dated at ..... the ..... day of....., 19...

.....  
(signature)

Witness:

NOTE: (Where the transfer is of leasehold land add: subject to an entry to be made on the register negating an implied covenant on the part of the sheriff under section 108 of the Act.)

C.R.O. 1950, Reg. 237, Form 36.

**Form 39***The Land Titles Act*

I, G.G., of....., solicitor for....., make oath and say:

1. I am well acquainted with A.B. named in the within document and saw him sign the document, and the signature purporting to be his signature at the foot of the document is in his handwriting.

When signed by mark (or by a blind person) substitute for paragraph 1:

I am well acquainted with A.B. named in the within document and saw him sign the document by making his mark thereto in my presence, after the document had first been read over and explained to him who appeared fully to understand the document.

When signed in characters other than roman substitute for paragraph 1:

I am well acquainted with A.B. named in the within document and saw him sign the document in..... (inserting whatever the characters may be), after the document had been read over and fully explained in .....to him who appeared fully to understand the document.

I understand and can read both English and..... languages, and know that the characters subscribed as the signature of A.B. at the foot of the document are equivalent to the name A.B. in English.

When signed by an attorney substitute for paragraph 1:

I am well acquainted with C.D. of....., the attorney for A.B. named in the within document, and saw him sign the within document as attorney, and the signature is in the handwriting of the attorney.

2. A.B. is as I verily believe the owner of the land within mentioned.

3. A.B. is of the age of twenty-one years or over; he is reputed to be, and as I believe is, unmarried; he is of sound mind and signed the document voluntarily at.....

4. I am a subscribing witness to the document.

Sworn, .....

C.R.O. 1950, Reg. 237, Form 37.

Form 40

The Land Titles Act

I, G.H., of....., solicitor for.....make oath and say:

1. I am well acquainted with A.B. and C.B., named in the within document, and saw them sign the document, and the signatures purporting to be their signatures at the foot of the document are in their respective handwriting. (Use Form 39 for substitutes for this paragraph where applicable.)

2. A.B. is, as I verily believe, the owner of the land within mentioned, and C.B. is reputed to be, and is, as I verily believe, his wife.

3. A.B. and C.B. are each of the age of twenty-one years or over, are each of sound mind and signed the document voluntarily at.....

4. I am a subscribing witness to the document.

Sworn, .....

C.R.O. 1950, Reg. 237, Form 38.

Form 41

The Land Titles Act

In the matter of *The Land Titles Act*

and

In the Matter of the application by A.B. for registration.

The Master of Titles at Toronto hereby humbly refers under section.....of the Act the following matter to the Court:

(Here state briefly the difficulty which has arisen.)

The parties interested, so far as the Master of Titles knows or has been informed, are:

Dated at Toronto this.....day of....., 19..

(signature of Master of Titles)

C.R.O. 1950, Reg. 237, Form 39.

Schedule 1

FIRST REGISTRATION

1. On application for first registration, the fees, computed to the nearest dollar, as follows:

Combined Value of Land and Buildings	Master's Fee (Absolute, Qualified or Possessory Titles)
(a) Not exceeding \$20,000.....	\$50
(b) Exceeding \$20,000 but not exceeding \$100,000.....	\$50 and 1/10 of 1 per cent of the excess over \$20,000
(c) Exceeding \$100,000, but not exceeding \$200,000.....	\$130 and 1/20 of 1 per cent of the excess over \$100,000
(d) Exceeding \$200,000.....	\$180
(e) On newly patented land irrespective of value.....	\$5

2.—(1) Where more than one property is included in one application for first registration, or where the titles of parts of the land included in an application are substantially different, the fees in item 1 are payable, upon an order to that effect by the director of titles, as if registration of each property of each part had been applied for separately.

(2) Where the fees chargeable under item 1 are in the opinion of the proper master of titles unduly excessive, the director of titles, having regard to the value of the land and to the nature of the applicant's title, may fix a smaller fee, but in no case less than \$15.

(3) Where an application is made on behalf of the Crown in respect of the title of the Crown to any land where the land was acquired by the Crown by an act of an expropriatory nature, the proper master of titles may fix a smaller fee than the fee otherwise chargeable under item 1, but in no case less than \$10.

3. Additional fees to be charged where oral depositions are taken, or where notices are served upon persons appearing to have adverse claims, or where there is a contest, and also all disbursements of the master.

4. Where an application is withdrawn, refused or abandoned, such amount not exceeding the fees in item 1 as the director of titles considers reasonable.

5. For filing an objection.....	\$1.00
6. For every summons by the master.....	1.00
7. For every order by the master.....	1.00
8. For preparation and service of a notice, each party served.....	1.00
9. For every appointment.....	.50
10. For special proceedings before the master, each hour or part thereof.....	3.00
11. Notice of change of interest.....	5.00
12. For each party joining in or consenting to an application other than a municipality consenting or joining in an application as to public highways.....	2.00
13. For return of documents, actual disbursements.	

## GENERAL REGISTRATIONS

14.—(1) For registration of any instrument, including transfer, charge, transfer of charge, postponement of charge, lease, caution, power of attorney, or letters patent, and including,

- (a) a search of parcel or parcels affected at time of registration;
- (b) a search of execution index at the time of registration;
- (c) the entry of registration on the certificate of ownership, or certificate of charge, and
- (d) endorsing the duplicate of an instrument not dealing with the fee in the land,

except where otherwise specified in this Schedule, or under another Act. . . . . \$5.00

(2) Where the instrument affects more parcels than one, for each parcel after the first. . . . . 1.00

## OTHER DEALINGS WITH OWNERSHIP

15. For examination of evidence and registering owner on a transmission of land through death. . . . . 5.00

For each parcel after the first. . . . . 1.00

16. For entry of survivors as owners in case of joint tenancy. . . . . 3.00

For each parcel after the first. . . . . 1.00

17. For examination, where required, of proceedings on sale of mortgaged land. . . . . 5.00

For each parcel after the first. . . . . 1.00

18. For entry of ownership under foreclosure. . . . . 5.00

For each parcel after the first. . . . . 1.00

## OTHER DEALINGS WITH CHARGES

19. For examination of evidence and registering owner on a transmission of charge through death. . . . . 5.00

For each parcel after the first. . . . . 1.00

20. For entry of survivors as owners in case charge held in joint account. . . . . 3.00

For each parcel after the first. . . . . 1.00

## DISCHARGES AND SIMILAR DEALINGS

21.—(1) For registration of cessation of charge, discharge of caution, discharge of execution, cancellation of forfeiture, release of reservation, determination of lease, discharge of notice under section 76 of the Act or similar instrument. . . . . 2.50

For each parcel after the first. . . . . .50

(2) Where the description in a partial cessation, discharge, cancellation, release, determination or similar instrument exceeds 100 words, for each additional 100 words. . . . . .50

(3) Where a caution is superseded by transfer of land to the cautioner, a charge is merged by transfer of land to the chargee, a lease is determined by assignment of the freehold to the lessee or assignment of the lease to the lessor, or in other cases where there is a merger of interests in a parcel in one person, the same fee as if the lesser interest had been discharged or terminated by a separate instrument.

(4) Where more than one charge, caution, execution, forfeiture, reservation, determination or notice is discharged by one instrument, the same fees as for separate instruments.

## APPLICATIONS

22. On application for duplicate certificate of ownership or certificate of charge, where the original is lost or mislaid, including the issuance of the duplicate. . . . . \$5.00

23. On application for re-entry of parcel or part of parcel, or consolidation of two or more parcels, for each parcel re-entered or consolidated. . . . . 2.00

24. Where a revised description of land is applied for, or where the director of titles or the proper master of titles deems a revised description to be necessary,

(a) for drafting of a description based on a reference plan of survey. . . . . \$1.00

(b) for drafting or approval of a description not based on a reference plan of survey. . . . . 2.00

(c) where the time required to prepare or examine a description exceeds one hour, for each additional half-hour. . . . . 1.00

## PLANS

25.—(1) For each plan registered, if not more than ten lots, excepting a plan of an airport. . . . . 6.00

(2) For each lot over ten. . . . . .10

(3) For certifying each duplicate plan. . . . . 1.00

(4) Where plan lays out portion of a parcel, for re-entry of portion laid out. . . . . 2.00

(5) Where in consequence of a plan being registered, re-entry of remainder of parcel required, for each parcel re-entered. . . . . 2.00

(6) Where in consequence of a plan being registered, two or more parcels are merged or consolidated, for each parcel merged or consolidated. . . . . 2.00

(7) For a plan of an airport. . . . . 5.00

## REFERENCE PLANS

26.—(1) For each reference plan of survey deposited for record under section 157 of the Act, where entered in not more than two parcels. . . . . 2.00

(2) Where entered in more than two parcels, for each parcel after the second. . . . . 1.00

## COPIES OF PLANS

27. For supplying a paper print of a plan of subdivision after registration, or of a reference plan of survey after having been deposited for record,

(a) where the print is prepared in the land titles office by a blue print process. . . . . \$ .75

and in addition for each square foot in excess of 7½ square feet. . . . . .10

(b) where the print is prepared in the land titles office by a photographic process, for each foolscap-size sheet required. . . . . .50

(c) where the print is not prepared in the land titles office, actual cost. . . . .

(d) for certifying a true copy of a plan. . . . . .50



## ADDITIONAL FEES ON REGISTRATION

28. For entry of consent of cautioner to registration of another instrument without discharging caution or entry..... \$ 1.00

For each parcel after the first..... .50

29.—(1) For entry of covenants or conditions that are annexed to land under section 122 of the Act, or of restrictions imposed under section 121 of the Act..... 3.00

and in addition for each 100 words of covenants, conditions or restrictions entered in the register.. .50

(2) For entry where a transferee joins in a transfer to assume the burden of covenants or conditions already entered on the register..... 1.00

30. For comparing probate of will, letters of administration, charter, letters patent, or other document, with copy to be left in office, if not more than five folios..... .50

For each folio over five..... .10

## CERTIFICATES

31. For certificate of ownership or certificate of charge..... 4.00

32. For each entry on a certificate of ownership, or on a certificate of charge, other than the entry made at the time of registration..... .50

33. For a certificate of search of title of any parcel..... 4.00

34. On re-certifying certificate of search..... 1.00

For each entry over one..... .50

35. For a copy or extract from a document filed or registered, or for certifying a copy of a document where the copy is not made in the land titles office..... 1.00

For each folio over five..... .20

36. For a certificate as to executions, each name..... 1.00

37. For a copy of a tax notice prepared in the land titles office, including marking as an office copy..... .50

38. For each certificate by the master, where not otherwise specified..... 1.00

## SEARCHES

39. For a search of one parcel..... .50

40. For a search of the plan index, each parcel..... .20

41. For a search of the first-registration index, bankruptcy index, alphabetical index, or address index, each name in each index..... .50

42. For a search of the execution index,

(a) at time of registration of instrument concerned, or at time of requisition of certificate as to executions, or at time of re-certification of certificate of search, no fee;

(b) at other times, each name..... .50

43. For the production of a plan or instrument, each plan or instrument..... .30

## MISCELLANEOUS

44. For each order by the master.....\$ 1.00

45. For a stated case or certificate to the court. 5.00

46. For entry of payment of taxes, each parcel. .50

47. For receiving or hearing special application, each hour or part thereof..... 3.00

48.—(1) Where an instrument is received by mail, or by express..... .50

(2) The fee in sub-item 1 includes the return, if necessary, of the duplicate instrument, certificate of ownership, or other instrument, and the return postage whether by registered mail or otherwise.

49. For a proceeding upon a special application after first registration, the same fee as is payable for a similar proceeding on an application for first registration.

50. For proceedings similar to those herein provided for, the same fee. Where there is no similar proceeding, the same fee as would be payable for proceedings in the court, but where the proceeding is similar to one under *The Registry Act*, the same fee as under that Act. O. Reg. 186/52, s. 2; O. Reg. 20/56, s. 5; O. Reg. 181/58, s. 1; O. Reg. 105/60, s. 3 (1-6).

## Schedule 2

## FEES PAYABLE TO THE DIRECTOR OF TITLES

## PROCEEDINGS BEFORE THE DIRECTOR

1. For every appointment..... \$1.00

2. For approving and settling the form and substance of an application..... 5.00

3. For making a document acceptable for registration..... 3.00

4. For preparation and service of a notice, each party served, including postage..... 1.00

and where not served by mail, actual cost of service.

5. For supplying procedural guide for preparation of particular instruments.....\$ 1.00

6.—(1) Hearing before director, each hour or part thereof..... 3.00

(2) Where hearing is not held at Toronto, each mile to place fixed for hearing and return to Toronto..... .10

7. For each order by the director..... 1.00

## PLANS AND DESCRIPTIONS

8.—(1) For examination and approval of a plan of subdivision..... 10.00

(2) Where the number of lots and blocks shown on the plan exceeds 50 but does not exceed 100, each lot or block over 50..... .10

(3) Where the number of lots and blocks exceeds 100, each lot or block over 100..... .05

(4) On the re-examination of a plan..... 10.00

9.—(1) For examination and approval of a reference plan of survey..... 5.00

(2) On the re-examination of a reference plan. 5.00

10. For supplying a paper print of a plan of subdivision or of a reference plan of survey after examination and approval,
- (a) where the print is prepared in the office of the director by a blue print process. . \$ .75
  - and in addition for each square foot in excess of 7½ square feet. . . . . .10
  - (b) where the print is prepared in the office of the director by a photographic process, for each foolscap-size sheet required. . . . . .50
  - (c) where the print is not prepared in the office of the director, actual cost.
  - (d) for supplying a paper print of a plan after approval to the surveyor of the plans, no fee.
11. Where a revised description of land is applied for, or where the director of titles or the proper master of titles deems a revised description to be necessary,

- (a) for drafting of a description based on a reference plan of survey. . . . . \$1.00
  - (b) for drafting or approval of a description not based on a reference plan of survey. 2.00
  - (c) where the time required to prepare or examine a description exceeds one hour, for each additional half-hour. . . . . 1.00
- 12.—(1) Where a survey is verified on the ground, each day or part thereof required for the examination. . . . . 10.00
- (2) For the distance necessarily travelled from the proper office of land titles, to the surveyed land and return, each mile. . . . . .10
  - (3) For expenses incurred while verifying surveys from the proper office of land titles, actual disbursement.

MISCELLANEOUS

13. For return of documents or plans by postage or express, actual disbursement. O. Reg. 105/60, s. 4.

## Regulation 404

### under The Lightning Rods Act

#### GENERAL

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "air-terminal" means a pointed tube or rod extending upwards from a conductor;
- (b) "air-terminal support" means a device used for the purpose of holding an air-terminal firmly in position;
- (c) "auxiliary grounding" means an additional grounding connected to a main grounding;
- (d) "bonded" means in permanent and tight mechanical and electrical contact;
- (e) "branch-conductor" means a conductor that branches off at an angle from a continuous run of conductor;
- (f) "cable" means a number of wires twisted or braided to form a conductor;
- (g) "conductor" means the portion of a system that is designed to carry the current of a lightning discharge to ground;
- (h) "cone of protection" means a vertical cone that has an air-terminal point at its apex and with the radius of its base not greater than the vertical height of the air-terminal above the base;
- (i) "connector" means a device used to make a connection between two conductors or between a conductor and another part of a system or between a conductor and a metallic object;
- (j) "copper-clad steel" means steel having a continuous coating of copper welded to it, the coating of copper constituting at least one-fourth of the total cross-sectional area;
- (k) "dead-end conductor" means a conductor having no grounding other than through the conductor from which it branches;
- (l) "down-conductor" means the vertical portion of a conductor that ends at a ground connection;
- (m) "fastener" means a device used to hold a conductor in place;
- (n) "flat roof" means a roof that is horizontal or has a vertical rise of not more than one foot for each six feet measured horizontally;
- (o) "galvanized" means protected with a coating of zinc capable of withstanding four one-minute immersions in a saturated copper sulphate solution without showing a fixed deposit of copper;
- (p) "gauge" means a measure of the diameter of wire or the thickness of sheet metal in accordance with the American Wire Gauge or Brown and Sharpe Gauge Standards;
- (q) "grounding" means the portion of a conductor underground that makes electrical contact with the earth;
- (r) "ground-rod" means a solid rod of copper, copper-clad steel or galvanized steel that is used as a grounding;
- (s) "independent grounding" means a grounding that is connected to some metallic object but not to the main system;
- (t) "main grounding" means the portion of a grounding that is the direct continuation of a down-conductor;
- (u) "metal-clad" means having sides made of or covered with metal;
- (v) "metal-roofed" means having a roof made of or covered with metal;
- (w) "system" means materials assembled and installed on a building or structure for the purpose of protecting the building or structure from damage by lightning. C.R.O. 1950, Reg. 238, s. 1; O. Reg. 190/54, s. 2.

#### 2. Sections 3 to 56 do not apply to,

- (a) tall chimneys of power, heating and processing plants; or
- (b) explosive-magazines, or tanks and reservoirs for flammable liquids. C.R.O. 1950, Reg. 238, s. 2; O. Reg. 190/54, s. 3.

#### MATERIALS

#### 3.—(1) Materials used in a system, other than,

- (a) copper-clad steel and galvanized steel rods used as groundings;
- (b) galvanized iron used for air-terminal supports, connectors, nails, screws, bolts, plates for making connections to a metal roof or metal siding, and separators between copper or copper alloy and aluminum; and
- (c) lead used as anchors or to protect other materials from corrosion or to separate copper or copper alloy and aluminum,

shall be copper, copper alloy or aluminum. C.R.O. 1950, Reg. 238, s. 3 (1); O. Reg. 190/54, s. 4.

(2) Aluminum, whether it is part of a system or part of a structure on which it is installed, shall not be in contact with copper or copper alloy at points of attachment or connection.

(3) Aluminum shall not be installed underground or embedded in concrete or masonry. C.R.O. 1950, Reg. 238, s. 3 (2, 3).

#### 4.—(1) Except as provided in subsections 2 and 3 of section 48, cable shall,

- (a) consist of not less than seven wires of soft drawn copper or aluminum, and no wire shall be less than 17-gauge copper or 14-gauge aluminum;
- (b) on structures not exceeding sixty feet in height, weigh,

- (i) if of copper, not less than three ounces a linear foot, and
  - (ii) if of aluminum, not less than two ounces a linear foot; and
- (c) on structures exceeding sixty feet in height, weigh,
- (i) if of copper, not less than four ounces a linear foot, and
  - (ii) if of aluminum, not less than 2.75 ounces a linear foot.

(2) Where a structure consists of sections of different heights, the cable protecting each section shall weigh at least as much as the cable required for separate structures of the same respective heights. O. Reg. 190/54, s. 5.

5.—(1) Joints in cable conductors and connections to cable conductors shall withstand a pull of 200 pounds and provide permanent electrical contact. C.R.O. 1950, Reg. 238, s. 5 (1).

(2) A straight cable connection shall be made with a connector of at least 17-gauge malleable copper or copper alloy or 14-gauge aluminum and shall be of such design as ensures contact of the connector with at least three inches of each of the interconnected cables. O. Reg. 190/54, s. 6.

(3) A T or Y cable connection shall be made,

- (a) with a connector of at least 17-gauge malleable copper or copper alloy or 14-gauge aluminum and shall be of such design as ensures contact of the connector with at least one inch of the continuous run of cable and,
  - (i) where the connector is bolted, ensures contact with at least two inches of the branch cable, or
  - (ii) where the connector is crimped, ensures contact with at least three inches of the branch cable; or

(b) by unravelling at least ten inches of the end of one cable and dividing it into two equal or nearly equal parts and tightly wrapping the two parts in opposite directions around and along the other cable and securing the ends of the wires against becoming loose. O. Reg. 190/54, s. 6.

(4) Where two cables cross each other, they shall be bonded by a crimped, bolted or riveted connector fitted snugly around both cables or by wrapping them together at the intersection with not less than four loops of 14-gauge or larger wire. C.R.O. 1950, Reg. 238, s. 5 (3).

6.—(1) Except as provided in subsections 2 and 3 of section 48, strap conductors shall be at least 17-gauge copper or 14-gauge aluminum, not less than  $1\frac{1}{2}$  inches wide on buildings and structures not exceeding sixty feet in height, and not less than two inches wide on buildings and structures exceeding sixty feet in height. O. Reg. 190/54, s. 7.

(2) Holes in strap conductors to accommodate bolts, rivets and screws shall be spaced at least three-quarters of an inch from centre to centre and at least one-quarter of an inch from the edges of the strap.

(3) When used to ground or interconnect metallic bodies, strap conductors shall have only such holes as are necessary for fasteners, connections and adjustment of the strap. C.R.O. 238, s. 6 (2, 3).

7.—(1) A straight, T or Y strap connection shall be made by means of at least two bolts or two rivets and with an overlap equal to the width of the strap.

(2) Where two strap conductors cross, they shall be bonded by means of a bolt or rivet.

(3) Rivets and bolts used in making strap connections shall be of at least one-quarter of an inch in diameter and of suitable length to ensure a tight connection. C.R.O. 238, s. 7.

8.—(1) A T or Y connection shall be made,

(a) between a continuous run of cable and a strap conductor,

(i) with a connector tightly fitted around at least one inch of the cable and secured to the strap conductor by one bolt or two rivets, or

(ii) by bolting or rivetting the strap conductor around and in tight contact with the cable; and

(b) between a branch cable and a strap conductor with a connector,

(i) tightly fitted around at least two inches of the cable, if the connector is bolted, or at least three inches, if it is crimped, and

(ii) secured to the strap conductor by one bolt or two rivets.

(2) A cross connection between a cable and a strap conductor shall be made by means of a 17-gauge copper, or 14-gauge aluminum, connector,

(a) shaped to fit over the cable; and

(b) secured to the strap conductor by means of bolts or rivets. O. Reg. 190/54, s. 8.

9. Except as provided in subsection 2 of section 49 and subsection 2 of section 50, extended metal attachments or metal parts of buildings and structures shall not be substituted for conductors unless the metal is permanently electrically continuous and consists of copper, copper alloy or aluminum with an exposed area of at least eight inches in width throughout its length or a solid cross-sectional area of at least  $1\frac{1}{2}$  square inches, but, for monuments or similar structures, heavy and extensive parts consisting of other conducting metals and weighing at least three pounds a linear foot may be used instead of conductors. O. Reg. 190/54, s. 9.

10.—(1) Except as provided in subsection 2 of section 49 and subsection 2 of section 50, conductors shall be coursed over roofs and along roof-ridges and parapets so as to interconnect the air-terminals in as direct a path as is practicable and over the eaves in as direct a path as is practicable to the best locations for ground connections, but, where the nature or construction of a roof is such that it is difficult or objectionable to make attachments to the roof, the conductor may be coursed on the facing-board parallel to the roof, and a connection shall be made near the eaves between any metal eaves-trough and the conductor, and in the case of metal roofs, between the metal eaves and the conductor.

(2) There shall be at least two down-conductors on each building and structure except flag poles, masts, similar slender objects and silos that do not require more than one grounding under subsection 3 of section 53.

(3) On flat roofs conductors shall be coursed within two feet of the edges of the roof or on the parapets,



but on flat roofs of dormers conductors are not required within two feet of eaves that are less than fifty feet in length.

(4) On a flat roof, in addition to conductors within two feet of the edges of the roof or on the parapets, conductors shall be coursed over the roof so that there are parallel conductors not more than fifty feet apart,

(a) in one direction if the shorter dimension of the roof is more than fifty feet but less than 100 feet; and

(b) in two directions if the shorter dimension is 100 feet or more. O. Reg. 190/54, s. 10.

11.—(1) No dead-end conductor shall exceed sixteen feet in length.

(2) No conductor shall be electrically insulated from the building or structure on which it is installed.

(3) Except as provided in subsection 2 of section 31 for the protection of groundings from corrosion, no conductor shall be run through metal pipe other than pipe of copper, copper alloy or aluminum, and the conductor shall be electrically connected to each end of the pipe.

(4) No conductor shall be coursed across a roof-slope near the eaves or in any other location where snow or ice might dislodge or damage the conductor. C.R.O. 1950, Reg. 238, s. 11 (1-4).

(5) No conductor shall be suspended for a distance of more than four feet without adequate intermediate support. O. Reg. 190/54, s. 11 (1).

(6) Any conductor around a chimney, eaves or other projecting part of a structure, shall not be coursed abruptly, but shall be coursed on an open curve or angle.

(7) Where practicable, no conductor shall be less than six feet from metal frames and cases of electrical equipment, metal conduits and other metal raceways, but if a separation of six feet is not practicable, they shall be interconnected with the conductor. C.R.O. 1950, Reg. 238, s. 11 (6, 7).

(8) Where practicable, no conductor shall be within six feet of,

(a) exposed electric or telephone wires; or

(b) radio or television antennae.

(9) No conductor shall be within six feet of a tank containing a flammable liquid or gas. O. Reg. 190/54, s. 11 (2).

12. Conductors shall be coursed neatly and sufficiently tight to present a good appearance, but on grain elevators and other structures subject to physical deformation through cycles of loading and unloading, the conductors shall have sufficient flexibility to guard against breakage. C.R.O. 1950, Reg. 238, s. 12.

13. Conductors shall be coursed so that there is not a rise of more than ten inches from any point in the conductor to any other point in the conductor in reaching at least one grounding, except that in the case of dead-end conductors there shall not be more than a six-inch rise, and in no case shall there be a rise of more than one inch in any two inches horizontally. C.R.O. 1950, Reg. 238, s. 13.

14. Where practicable, no conductor shall be within six feet of metal stalls, stanchions, litter-carrier tracks, pipes, posts, beams, water-tanks, stoves, furnaces or other interior metal objects, but if it is within six feet the conductor shall be connected to them, as prescribed in section 45. C.R.O. 1950, Reg. 238, s. 14.

15. Where a cupola, ventilator or other obstruction prevents a straight run of conductor, the conductor shall be coursed horizontally around the obstruction and, where the obstruction is of size or design requiring more than one air-terminal, the conductor shall also be coursed over the obstruction. C.R.O. 1950, Reg. 238, s. 15.

#### DOWN-CONDUCTORS

16.—(1) On rectangular buildings and structures with roofs other than flat roofs there shall be at least two down-conductors, and, if the structure is more than 100 feet in length, there shall be an additional down-conductor for each sixty feet or part thereof in excess of 100 feet.

(2) On rectangular buildings and structures with flat roofs there shall be at least two down-conductors and, where the perimeter of the building is more than 200 feet, there shall be an additional down-conductor for each 100 feet or part thereof in excess of 200 feet. C.R.O. 1950, Reg. 238, s. 16.

17.—(1) On buildings with L, T or off-set wing portions, conductors shall be provided for the main portion as if it were independent of the wing portions, but, where practicable, the down-conductors on the main portion may serve as down-conductors for the wing portions by connecting the conductors on the wing portions to them. C.R.O. 1950, Reg. 238, s. 17 (1).

(2) A wing portion of a building having its roof-ridge on the same level as, or less than five feet below, the roof-ridge of the main portion, measured along the roof-slope, shall have an additional down-conductor for each eighty feet of length or part thereof, measured along the wall or foundation, and the conductors on the wing portion and the main portion shall be interconnected at the junction of the two ridges.

(3) Except as provided in section 54, a wing portion of a building having its roof-ridge more than five feet below the roof-ridge of the main portion, measured along the roof-slope, shall have two down-conductors and, where the wing portion is more than 100 feet in length, measured along the wall or foundation, the wing portion shall have an additional down-conductor for each sixty feet of length or part thereof in excess of 100 feet and, where the roof-ridge of a wing portion intersects the upper half of a main roof, the conductor on the ridge of the wing portion shall be connected with the conductor on the ridge of the main portion. O. Reg. 190/54, s. 12.

18.—(1) Where the roof-ridge of the interconnecting portion of an H-shaped building is not more than ten inches below the roof-ridges of the main portions of the building, the roof-ridge of the interconnecting portion shall have a down-conductor if its roof-ridge extends more than 100 feet, and an additional down-conductor if the roof-ridge extends more than 140 feet.

(2) Where the roof-ridge of the interconnecting portion of an H-shaped building is more than ten inches below the roof-ridges of the main portions of the building, the roof-ridge of the interconnecting portion shall have a down-conductor and, if the roof-ridge extends more than sixty feet, an additional down-conductor for each sixty feet of interconnecting roof-ridge or part thereof in excess of sixty feet. C.R.O. 1950, Reg. 238, s. 18, *amended*.

19.—(1) Down-conductors on schools shall be protected from damage or displacement by means of wood in the form of moulding, box or trough extending to a height of at least ten feet from the ground and securely fastened to the wall,

(a) on wood, by at least two metal straps and screws; and

- (b) on brick or masonry, by two metal straps and screws in lead anchors.

(2) On barns and other buildings where down-conductors are likely to be displaced or damaged by live stock or vehicles, the down-conductors shall be protected against displacement or damage. C.R.O. 1950, Reg. 238, s. 19.

#### FASTENERS

**20.**—(1) Conductors shall be securely attached in place with fasteners suitable for the type and size of conductor and the nature of the structure.

(2) Lead may be used for anchors in brickwork or masonry but wedges of wood shall not be used as anchors for fasteners.

(3) Fasteners shall consist of straps and screws, screw-shank fasteners, fan-shank fasteners and drive-shank fasteners, and each fastener shall when installed, be capable of withstanding a direct pull of 100 pounds.

(4) Strap conductors shall be securely supported in place,

- (a) on wood, by means of screw-nails or drive-screws spaced at intervals of not more than six feet if installed in pairs and not more than three feet if installed singly; and

- (b) on brick or other masonry, by means of expansion-screws at least one-quarter of an inch in diameter screwed into anchors and spaced at intervals as provided in clause a.

(5) Strap fasteners shall be at least 20-gauge copper or 18-gauge aluminum and at least 0.4 inch in width and shaped to fit snugly over the conductor.

(6) Strap fasteners shall be secured in place,

- (a) in wood, by two screw-nails or drive-screws at least five-eighths of an inch in length or by straight nails at least  $1\frac{1}{8}$  inches long and coated with an asphalt base, cement or other substance that provides a permanent installation; or

- (b) in brick or masonry, by screws in anchors. C.R.O. 1950, Reg. 238, s. 20.

**21.**—(1) Shank-type fasteners shall be provided with a fork of substantial construction that can be closed by bending without causing cracks in the metal.

(2) The shank of screw-shank fasteners shall be,

- (a) in wood, equivalent to a No. 10 wood-screw  $1\frac{1}{4}$  inches in length; and

- (b) in brickwork or masonry, at least one-quarter of an inch in diameter and of sufficient length to provide a permanent installation.

(3) The shank of fan-shank fasteners shall be approximately one-half of an inch wide at the narrowest point and at least one-tenth of an inch thick and three inches long.

(4) The shank of drive-shank fasteners shall be ribbed or barbed to grip the hole when driven in or so constructed that the shank expands in the hole or anchor when driven or tamped into place. C.R.O. 1950, Reg. 238, s. 21.

**22.** Except as provided in subsection 4 of section 20 and in section 23, fasteners are required,

- (a) within six inches of all air-terminal connections to the conductor;

- (b) within six inches of every interconnection of conductors;

- (c) on down-conductors within three feet of ground level and within four feet of the eaves;

- (d) on conductors, within twelve inches of the eaves and above the eaves;

- (e) at or within twelve inches of all principal turns in the conductor;

- (f) at intermediate points so that no space between fasteners exceeds six feet; and

- (g) independent of non-permanent attachments to or on buildings and structures. C.R.O. 1950, Reg. 238, s. 22.

#### WHERE FASTENERS MAY BE OMITTED

**23.** Fasteners are not required in such numbers and at such intervals as prescribed in section 22,

- (a) where structural features make the fasteners unnecessary;

- (b) where excessive damage to the building or structure would result;

- (c) where the conductor is concealed under roofing or other cover; or

- (d) where corrugated tile or other roof materials form a suitable channel for the conductor,

if the conductor is supported and secured so that it will not be displaced or damaged. C.R.O. 1950, Reg. 238, s. 23.

#### AIR-TERMINALS

**24.**—(1) Air-terminal tubing shall consist of 20-gauge copper or copper alloy or 18-gauge aluminum.

(2) Air-terminal rods of copper or copper alloy shall be seven-sixteenths of an inch in diameter, and air-terminal rods of aluminum shall be one-half of an inch in diameter. C.R.O. 1950, Reg. 238, s. 24.

**25.** The minimum height of air-terminals shall be,

- (a) on flag poles, masts, spires and similar objects and parts of structures, nine inches above the top of the object or part;

- (b) on roof-ridges and roof-parapets of combustible material, twelve inches above the roof-ridges and roof-parapets, and, where the roof and roof-ridge or the parapet are of non-combustible material, nine inches above them;

- (c) on flat roofs, twelve inches above them, if within two feet of the edges, and eighteen inches on intermediate conductors on the roof;

- (d) on or beside chimneys, ventilators or cupolas, twelve inches above the top; and

- (e) on silos, twelve inches above them. C.R.O. 1950, Reg. 238, s. 25 (a, b, c); O. Reg. 190/54, s. 13.

**26.** Air-terminals shall be installed,

- (a) within twice the height of the air-terminal from each exposed gable and each corner of a flat roof, roof-deck or parapet;

- (b) within twice the height of the air-terminal, not exceeding six feet in distance, from the outer corners of a flat roof on a dormer where,

- (i) the junction of the dormer roof and the main roof is less than three feet vertically below the main ridge, and
- (ii) the dormer roof extends more than six feet horizontally from its junction with the main roof;
- (c) within twice the height of the air-terminal, not exceeding six feet in distance, from the gable of a dormer having a roof-ridge less than three feet vertically below the main ridge or extending more than six feet horizontally from the upper half of the main roof or more than eight feet horizontally from the lower half;
- (d) on or within twelve inches of each non-metallic projection above the roof or parapet;
- (e) on or beside chimneys so that the distance from any part of the top of the chimney to an air-terminal is not greater than twice the height of the air-terminal, but not exceeding thirty inches, above the top of the chimney;
- (f) within twelve inches of a stove-pipe projecting through a roof;
- (g) along roof-ridges, the edges of flat roofs and parapets at intervals not exceeding ten times the combined heights of the two adjacent air-terminals, but in no case exceeding twenty-five feet; and
- (h) along intermediate conductors on flat roofs at intervals not exceeding fifty feet. O. Reg. 190/54, s. 14.

27. Air-terminals are not required on heavy smokestacks or other permanent metal projections but the projections shall be bonded to the conductor. C.R.O. 1950, Reg. 238, s. 27.

28.—(1) Air-terminal connections shall withstand a pull of fifty pounds. C.R.O. 1950, Reg. 238, s. 28 (1).

(2) Connections to metal roofs shall be made by means of metal plates or straps,

- (a) to which the air terminal is brazed, bolted or riveted;
- (b) having not less than nine square inches in tight contact with the roof-metal; and
- (c) securely fastened to the roof by means of screws or rivets. O. Reg. 190/54, s. 15.

(3) Connections to strap conductors shall be by bolts or rivets. C.R.O. 1950, Reg. 238, s. 28 (3).

29.—(1) Air-terminals shall be securely supported in position by braces, brackets or other appropriate devices. C.R.O. 1950, Reg. 238, s. 29 (1).

(2) Braces shall,

- (a) be made of at least 15-gauge copper or copper alloy or 14-gauge aluminum strap, not less than  $1\frac{3}{4}$  inches in width, or copper, copper alloy, aluminum or galvanized-iron rods not less than one-quarter of an inch in diameter, and have at least three legs;
- (b) not exceed forty inches in height and if over eighteen inches in height have two guides for the air-terminals;
- (c) be held in position on wood by means of two screws in each foot; and
- (d) be held in position on concrete roofs, brick parapets and other masonry by means of an

expansion-screw in a lead or equivalent anchor in each foot. C.R.O. 1950, Reg. 238, s. 29 (2); O. Reg. 190/54, s. 16 (1).

(3) Brackets shall be,

- (a) made of copper, copper alloy or aluminum;
  - (b) designed to fit into air-terminal tubes for a distance of at least two inches; and
  - (c) attached to chimneys or other masonry surfaces by substantial fasteners, and to wood surfaces by at least three screws not less than  $1\frac{1}{4}$  inches in length. C.R.O. 1950, Reg. 238, s. 29 (3); O. Reg. 190/54, s. 16 (2).
- (4) For the purpose of this section appropriate devices other than braces and brackets are,
- (a) copper straps and bolts or rivets encircling the supporting object;
  - (b) fasteners prescribed in subsection 6 of section 20; or
  - (c) substantial cast footings, if the air-terminal is not more than two feet in height and is tightly crimped to a dowel two inches in length. C.R.O. 1950, Reg. 238, s. 29 (4).

#### GROUNDINGS

30. Except as provided in subsection 3 of section 55, groundings shall consist of copper cable, copper or copper-clad steel rods not less than one-half of an inch in diameter, galvanized steel rods not less than five-eighths of an inch in diameter or copper plates. O. Reg. 190/54, s. 17.

31.—(1) Groundings shall be spaced around buildings and structures so that the conductor can be coursed over the eaves to the groundings as directly as is practicable.

(2) Groundings shall not be so located as to be subject to corrosion by barn-yard seepage or chemicals unless the groundings are protected by a solid lead pipe or tube from a point at least twelve inches above to a depth of three feet below the ground level, with the top end so sealed as to make it moisture-proof. C.R.O. 1950, Reg. 238, s. 31 (1, 2).

(3) Groundings shall not be within six feet of any gas main, gas tank, oil tank, gasoline tank or groundings for electric equipment or electric-wiring systems, but underground water pipes may be used as a common grounding. O. Reg. 190/54, s. 18.

(4) Auxiliary groundings shall be so installed as to make use of the greatest area of soil. C.R.O. 1950, Reg. 238, s. 31 (4).

32.—(1) In addition to groundings prescribed in section 31, where an underground water pipe is available, a down-conductor shall be connected to it underground and outside any building.

(2) When a grounding is installed with a drive-bar or with a soil-auger, the hole surrounding the grounding shall be filled and tamped with dry soil or soil mixed with water to the consistency of thin mud.

(3) Coke, cinders or salt shall not be placed around groundings.

(4) Connections of ground-rods to copper down-conductors shall be made between six inches and twelve inches below ground, and connections of ground-rods to aluminum down-conductors shall be made between six inches and twelve inches above ground.

(5) Groundings connected to aluminum down-conductors shall be galvanized-steel ground-rods.



(6) Connectors for groundings shall be,

- (a) copper or copper alloy for copper conductor; and
- (b) aluminum or galvanized iron for aluminum conductor. C.R.O. 1950, Reg. 238, s. 32.

**33.**—(1) A down-conductor shall be connected to a ground rod by a clamp or clamps secured in tight contact with at least three inches of both the down-conductor and the ground rod by bolts or set screws. O. Reg. 190/54, s. 19.

(2) An interconnection of auxiliary groundings or a connection of an auxiliary grounding to a main grounding shall be made as prescribed in section 5.

(3) A connection to a water-pipe shall be made by means of a clamp bolted tight around the pipe after removal of rust and scale.

(4) A connection to a copper plate shall be made by rivets, bolts or solder. C.R.O. 1950, Reg. 238, s. 33 (2-4).

**34.** In deep soil consisting chiefly of clay, including clay loam, groundings shall be made,

- (a) by extending cable or ground-rods into the ground to a vertical depth of at least ten feet;
- (b) by extending cable or ground-rods down to a depth of at least six feet, and adding an auxiliary grounding; or
- (c) by covering cable in a trench for a distance of at least twelve feet and at a depth of at least two feet throughout its length. C.R.O. 1950, Reg. 238, s. 34.

**35.** In deep soil consisting chiefly of sand, gravel and stones, including sandy loam, groundings shall be made,

- (a) by extending cable or ground-rods into the ground to a vertical depth of at least ten feet and adding an auxiliary grounding; or
- (b) by covering cable in a trench for a distance of at least twelve feet and at a depth of at least two feet throughout its length and adding an auxiliary grounding. C.R.O. 1950, Reg. 238, s. 35.

**36.** In soil consisting chiefly of clay, including clay loam, where hard-pan or bed-rock is near the surface, groundings shall be made,

- (a) if the hard-pan or bed-rock is at least two feet below the surface, by covering cable in a trench for a distance of at least twelve feet;
- (b) if the hard-pan or bed-rock is at least twelve inches but less than two feet below the surface, by covering cable in a trench for a distance of at least twelve feet and adding an auxiliary grounding; or
- (c) if the hard-pan or bed-rock is less than twelve inches below the surface, by covering cable in a trench for a distance of at least twelve feet and adding two auxiliary groundings. C.R.O. 1950, Reg. 238, s. 36.

**37.** In soil consisting chiefly of sand, gravel and stones, including sandy loam, where hard-pan or bed-rock is near the surface, groundings shall be made,

- (a) if the hard-pan or bed-rock is at least two feet below the surface, by covering cable in a trench for a distance of at least twelve feet and adding an auxiliary grounding;

(b) if the hard-pan or bed-rock is at least twelve inches but less than two feet below the surface, by covering cable in a trench for a distance of at least twelve feet and adding two auxiliary groundings; or

(c) if the hard-pan or bed-rock is less than twelve inches below the surface, by connecting all the down-conductors to a cable laid in a trench encircling the structure at a distance of at least two feet from the walls and adding two well separated auxiliary groundings to the encircling cable for each down-conductor. C.R.O. 1950, Reg. 238, s. 37.

**38.** When quicksand is encountered, if a depth of ten feet cannot be attained, the groundings shall be made by extending them down to the quicksand and adding an auxiliary grounding. C.R.O. 1950, Reg. 238, s. 38.

**39.** An auxiliary grounding shall be,

- (a) cable laid for a distance of twelve feet in a trench, or laid for a distance of at least six feet in a trench and then extended to a vertical depth of ten feet below the surface of the earth, or to a depth equal to the depth of the main grounding to which it is connected, but not less than six feet where a depth of ten feet cannot be reached, except that the vertical portion may be a ground-rod; or
- (b) a copper plate not less than one-sixteenth of an inch in thickness and not less than three square feet in area on each side, embedded in a depth of twelve inches of well-packed powdered charcoal. C.R.O. 1950, Reg. 238, s. 39.

**40.** A trench, for the purpose of installing groundings and auxiliary groundings, shall be at least two feet in depth throughout its length or down to hard-pan or bed-rock. C.R.O. 1950, Reg. 238, s. 40.

**41.** Notwithstanding that a certificate of installation in Form 5 has been signed by the person who installed lightning rods and by the owner or his agent, the electrical resistance of the interconnected groundings in parallel shall not exceed 50 ohms. C.R.O. 1950, Reg. 238, s. 41.

#### INTERCONNECTION AND GROUNDING OF METALLIC BODIES

**42.**—(1) Metal on the exterior of a roof shall,

- (a) if vertical,
  - (i) on a flat roof, or
  - (ii) on a sloped roof and extending above the roof-ridge or the highest edge of the roof slope or more than fifteen inches above its junction with the roof,

be connected to the conductor or other grounded metal;

(b) if a water-tank, bell or other compact metallic body, be connected to the conductor, except where it has an independent grounding and is ten feet from the conductor;

(c) if linear along roof-ridges, parapets, cornices or other exposed locations, be connected to the conductor or other grounded metal; or

(d) if an extension to a chimney, be connected to the conductor. C.R.O. 1950, Reg. 238, s. 42 (1); O. Reg. 190/54, s. 20.

(2) Metal roofs, including isolated metal sections, shall be grounded. C.R.O. 1950, Reg. 238, s. 42 (2).



43.—(1) Metal on the exterior of the walls of a building or structure shall,

- (a) if the metal is a rain spout, guy-wire, support of a litter-carrier track, or other vertical metal, except metal conduits provided for in subsection 7 of section 11, be grounded from its lower end and connected from its upper end to conductors within six feet and metal roofs within two feet; or
- (b) if the metal is a door track or other horizontal metal, less than twelve feet in length, be connected to conductors within four feet, and more than twelve feet in length, be connected to conductors within six feet. C.R.O. 1950, Reg. 238, s. 43 (1); O. Reg. 190/54, s. 21.

(2) Metal siding, including isolated sections, shall be grounded. C.R.O. 1950, Reg. 238, s. 43 (2).

44.—(1) Metal projecting through a flat roof shall be connected from its junction with the roof to the conductor or other grounded metal and, where practicable, shall be grounded from its lower end within the building.

(2) Metal projecting through a sloped roof and extending above the roof-ridge or the highest edge of the roof slope or more than fifteen inches above its junction with the roof shall be connected from its junction with the roof to the conductor or other grounded metal and, where practicable, shall be grounded from its lower end.

(3) Metal projecting through the upper half of a one-storey wall or if more than twelve feet above ground level through a higher wall shall be connected from the point where it emerges from the building to a conductor or other grounded metal, and where practicable, shall be grounded from its lower or farther end within the building.

(4) Metal projecting through the lower half of a one-storey wall or if less than twelve feet above ground level through a higher wall, shall, where practicable, be grounded from its lower or farther end within the building, and shall,

- (a) be connected from the point where it emerges from the building to the conductor or other grounded metal within six feet; or
- (b) if the metal is a litter-carrier track more than six feet from a conductor, be connected to an independent grounding. O. Reg. 190/54, s. 22.

45. Metal inside a structure and within six feet of a conductor shall,

- (a) if shafting, stanchions, litter-carrier track or horizontal pipe, be connected to conductors within six feet, where practicable, and have an independent grounding for each 100 linear feet or part thereof;
- (b) if a ventilating shaft, pipe or other vertical metal, be grounded from its lower end and, where practicable, connected at or near the top of the metal to conductors within six feet;
- (c) if a hay-fork track, be connected to a conductor from each end that is less than six feet from an exposed wall of the structure, and have a connection to a conductor or an independent grounding in any case; or
- (d) if a water-tank, engine or other heavy compact stationary metal body, be connected to conductors within six feet, where practicable, and have an independent grounding. C.R.O. 1950, Reg. 238, s. 45; O. Reg. 190/54, s. 23.

46.—(1) Metal within a structure and not within six feet of or connected to a conductor shall,

- (a) if a litter-carrier track, have an independent grounding for each 100 feet or part thereof;
- (b) if pipes, stanchions or enclosed stalls, have an independent grounding for each pipe, stanchion or stall or for each 100 feet or part thereof of interconnected pipes, stanchions and stalls, measured along the pipes, heads of the stanchions and perimeters of the stalls;
- (c) if a hay-fork track, have an independent grounding or be connected to a conductor from an end of the track; or
- (d) if a water-tank, engine or other stationary heavy compact metal body, have an independent grounding.

(2) Where the electrical continuity of milking-machine pipes is broken by the insertion of rubber hose or other insulating material, the break in the continuity shall not be bridged. C.R.O. 1950, Reg. 238, s. 46.

47.—(1) Independent groundings for rain-spouts and for other metal bodies more than six feet from and not connected to a conductor shall be equivalent to at least 50 per cent of groundings prescribed in sections 33 to 40, and a depth of six feet shall be deemed to be one-half of the value of a depth of ten feet and the value of a conductor in a trench shall be proportional to the length of the trench.

(2) Independent groundings for metal bodies connected to a conductor or less than six feet from a conductor shall be as prescribed in sections 33 to 40. C.R.O. 1950, Reg. 238, s. 47.

#### CONDUCTING MATERIALS AND METHODS FOR GROUNDING METAL BODIES

48.—(1) Connections of metal bodies to conductors, metal roofing or metal siding shall be made with cable or strap.

(2) Interconnections of metal bodies not connected to conductors, metal roofing or metal siding, and connections of metal bodies to independent groundings shall be made with,

- (a) at least one 6-gauge copper wire or one 4-gauge aluminum wire;
- (b) twisted or braided wires of gauges prescribed in subsection 1 of section 4 and of half the weight prescribed in subsection 2 of section 4 for cable; or

(c) metal strap at least three-quarters of an inch in width.

(3) Connections to independent groundings of rain-spouts and of metal bodies that are connected to conductors, metal roofing or metal siding shall be made with cable or strap of at least 17-gauge copper or 14-gauge aluminum and the straps shall be not less than one inch in width.

(4) Connectors and methods of installation used to make connections of conductors to metal objects shall be such as will ensure permanently tight contact between the conductor and the metal object.

(5) Except,

(a) as provided in section 13; and

(b) for hay-fork tracks connected in an upward path where they are grounded from both ends,

conductors used to ground metal bodies specified in sections 42 to 47 shall be coarsed throughout their

length in a horizontal or downward path from the metal body. O. Reg. 190/54, s. 24.

49.—(1) Metal roofs shall be provided with air-terminals as prescribed in section 26.

(2) A conductor shall be coursed over a metal roof in the same manner as over a roof other than of metal, but coursing is not required where a metal roof is grounded by conductors attached to the eaves or to grounded metal siding if the roof and siding are in good electrical contact or the eaves and siding are interconnected in at least three places at intervals not exceeding forty feet.

(3) A metal-roof slope or interconnected metal-roof slopes, when grounded through conductors attached to the eaves, shall have two down-conductors if the length of the eaves or interconnected eaves exceeds thirty feet and three down-conductors if the length exceeds 100 feet.

(4) Where groundings are connected to metal siding only, they shall be installed at the main corners of the building or structure and at intervals not exceeding 100 feet measured horizontally along the metal siding. C.R.O. 1950, Reg. 238, s. 49 (1-4).

(5) Connections of down-conductors to metal eaves or metal siding shall be made,

- (a) if the down-conductors are cable, by means of metal plates,
  - (i) shaped to fit over and in tight contact with at least three inches of the cable,
  - (ii) secured in tight contact with at least nine square inches of the eaves or siding by means of six bolts, rivets or screws, and
  - (iii) with the ends of the wires turned back over the edge of the metal plate; or
- (b) if the down conductors are strap, by securing at least nine square inches of the strap in tight contact with the eaves or siding by means of four bolts, rivets or screws.

(6) Connections of conductors, other than down-conductors, to metal roofs and metal siding shall be made,

- (a) if the conductor is cable, by means of metal plates,
  - (i) shaped to fit over and in tight contact with at least two inches of the cable,
  - (ii) secured in tight contact with at least six square inches of the eaves or siding by means of four bolts, rivets or screws, and
  - (iii) with the ends of the wires turned back over the edge of the metal plate; or
- (b) if the conductor is strap, by securing at least six square inches of the strap in tight contact with the eaves or siding by means of three bolts, rivets or screws. O. Reg. 190/54, s. 25.

(7) Where,

- (a) a copper conductor is coursed over an aluminum roof or siding;
- (b) an aluminum conductor is coursed over a copper roof or siding;
- (c) a copper air-terminal support is attached to an aluminum roof; or

(d) an aluminum air-terminal support is attached to a copper roof,

the copper and aluminum shall be separated under all fasteners and air-terminal supports by sheet lead of at least one-sixteenth of an inch in thickness or galvanized iron of at least 28-gauge.

(8) Where,

- (a) a copper air-terminal is attached to an aluminum roof;
- (b) an aluminum air-terminal is attached to a copper roof;
- (c) a system is grounded by attaching copper conductors to an aluminum roof at the eaves or siding; or
- (d) a system is grounded by attaching aluminum conductors to a copper roof at the eaves or siding,

the copper and aluminum shall be separated by galvanized iron of at least 28-gauge. C.R.O. 1950, Reg. 238, s. 49 (6, 7).

50.—(1) Independent metal trusses or other units of framework of a building or structure shall be grounded from the lower end and be connected from the upper end to conductors, metal roof or metal siding if within six feet thereof.

(2) Steel-frame or skeleton-steel buildings and structures may be equipped with air-terminals connected to the grounded steel frame. C.R.O. 1950, Reg. 238, s. 50.

51.—(1) Metal bodies in, on or projecting from metal-roofed and metal-clad buildings and structures shall be connected, interconnected and grounded as prescribed in sections 42 to 47, but connections may be made to the metal roof or metal siding instead of to conductors.

(2) All parts of metal roofs and metal siding shall be bonded and grounded, but if more than six feet apart may be grounded independently. C.R.O. 1950, Reg. 238, s. 51.

#### MISCELLANEOUS STRUCTURES

52. Flag poles, radio masts, television masts, towers, spires and smoke-stacks may be equipped with a system independent of the structure of which they are a part or on which they are erected but, if the structure is equipped with a system, the systems shall be interconnected. O. Reg. 190/54, s. 26.

53.—(1) Where a silo,

- (a) is within four feet of a building and extends above the adjacent roof-line; or
- (b) is within eight feet of a building, and has a wall or roof of combustible construction in whole or in part, and extends above the adjacent roof-line,

the silo shall be part of the building for the purposes of the Act. O. Reg. 190/54, s. 27.

(2) Air-terminals shall be installed on silos as follows:

- 1. On conical or pointed roofs, one air-terminal.
- 2. On ridge-roofs and roofs with dormers, as prescribed in section 26.
- 3. On open silos, two or more air-terminals spaced not more than twenty-five feet apart,

measured around the outside of the wall, and interconnected by cable or strap. C.R.O. 1950, Reg. 238, s. 53 (2).

(3) Conductors on silos may have separate groundings or be connected to a conductor on an adjacent building or structure, or both, and if a silo has an outside diameter more than fourteen feet or extends more than four feet above the nearest point of the adjacent roof-line, it shall have at least two groundings. O. Reg. 190/54, s. 27.

54. An annex is a part of the building or structure for purposes of the Act, except where,

- (a) it is not more than eight feet in height, including chimneys, vents and other projections, that are outside a cone of protection;
- (b) its height plus the distance it extends from the main building or structure is not greater than the height of the adjoining wall of the main building or structure; or
- (c) it is wholly within a cone of protection. C.R.O. 1950, Reg. 238, s. 54; O. Reg. 190/54, s. 28.

55.—(1) Fence wires, metal clothes-lines, metal guy-wires and similar wires shall be disconnected or electrically insulated from a building or structure or shall be grounded.

(2) Where a wire is connected to a conductor on a building or structure, it shall also have an independent grounding at the end remote from the building or structure.

(3) Independent groundings for wires shall be at least 10-gauge copper wire extended to a depth of six feet or laid in six feet of trench, or its equivalent.

(4) Connections of wires to conductors or groundings shall be made with at least 10-gauge copper wire or 8-gauge aluminum wire, or their equivalent. C.R.O. 1950, Reg. 238, s. 55.

56.—(1) The seal mentioned in subsection 2 of section 10 of the Act shall be a metal disc having a looped copper wire running through it, which shall be attached to each down-conductor.

(2) One side of the seal shall bear the name "Fire Marshal of Ontario" and the number of the Inspector and the year of the inspection, and the other side shall bear the words:

"This installation is at the time of inspection in conformity with *The Lightning Rods Act* and the regulations." C.R.O. 1950, Reg. 238, s. 56.

#### APPLICATIONS AND LICENCES

57. An application for a licence to offer for sale, sell and install lightning rods shall be in Form 1. C.R.O. 1950, Reg. 238, s. 57.

58. A licence to offer for sale, sell and install lightning rods shall be in Form 2. C.R.O. 1950, Reg. 238, s. 58.

59. An application for a licence to act as an agent to offer for sale, sell and install lightning rods shall be in Form 3. C.R.O. 1950, Reg. 238, s. 59.

60. A licence to act as agent to offer for sale, sell and install lightning rods shall be in Form 4. C.R.O. 1950, Reg. 238, s. 60.

#### CERTIFICATE OF INSTALLATION

61. A certificate of installation as required by section 8 of the Act shall be in Form 5. C.R.O. 1950, Reg. 238, s. 61.

#### REPORT OF INSPECTOR

62. The report of the Inspector mentioned in subsection 1 of section 10 of the Act shall be in Form 6. C.R.O. 1950, Reg. 238, s. 62.

#### Form 1

#### *The Lightning Rods Act*

#### APPLICATION FOR LICENCE

To the Fire Marshal of Ontario,  
Parliament Buildings, Toronto.

1. Under *The Lightning Rods Act* and the regulations,

.....  
(name of company, firm or person)

of .....  
(address of office or place of business)

applies for a licence to offer for sale, sell and install lightning rods during the year .....

2. The following is a statement of the specifications of the lightning rods to be sold and installed in the year .....

.....  
(signature of applicant)

.....  
(authority or position)

#### SWORN STATEMENT

County of	} In the matter of <i>The Lightning Rods Act</i> and
Province of Ontario	
	} In the matter of the foregoing application for a licence,

I, .....

of .....  
(address)

make oath and say:

1. That I am .....  
(owner, partner or officer)

of .....  
(name of firm or corporation)

2. That the amount received from the sale of lightning rods in Ontario during the previous licence year was \$.....

Sworn before me at .....

this ..... day of .....

Commissioner, etc.

C.R.O. 1950, Reg. 238, Form 1.



Form 2

The Lightning Rods Act

LICENCE

For the year..... No.....

Under The Lightning Rods Act and the regulations, and subject to the limitations thereof, this licence is issued to

(name)

(address)

to offer for sale, sell and install until the 31st day of December next the following lightning rods:

Dated at Toronto, this..... day of .....

Fire Marshal

C.R.O. 1950, Reg. 238, Form 2.

Form 3

The Lightning Rods Act

APPLICATION FOR AGENT'S LICENCE

To the Fire Marshal of Ontario,  
Parliament Buildings, Toronto.

The undersigned, a licensee under section 3 of the Act for the year....., hereby applies for a licence for

(name in full)

(post office address of residence in full)

(post office address of place of business in full)

to act as agent of the licensee until the 31st day of December next.

Appended hereto is a statement in writing from the proposed agent.

(name of licensee)

(signature of person signing for and on behalf of licensee)

STATEMENT OF PROPOSED AGENT

1. Name in full.....  
(print plainly)

2. Residence.....  
(city or town and street number)

3. Place of business.....  
(city or town and street number)

4. Are you a member of a firm or partnership or an officer or employee of a corporation that carries on a lightning-rods business?.....

If so, give particulars.....

5. Have you been previously licensed as an agent?.....

If so, in what year were you last licensed?.....

6. Give the names of all lightning-rods firms, partnerships or corporations with which you have been connected, and state when:.....

.....

.....

7. Are you indebted to any licensee under section 3 of the Act for whom you have acted as agent?.....

If so, give particulars.....

8. Have you ever been refused a licence under The Lightning Rods Act or any predecessor thereof?.....

9. Has your licence under either Act ever been suspended or revoked?.....

Date .....

(signature)

C.R.O. 1950, Reg. 238, Form 3.

Form 4

The Lightning Rods Act

AGENT'S LICENCE

No.....

Under The Lightning Rods Act and the regulations and subject to the limitations thereof, this licence is issued to

(name).....of.....(address)

to act as agent for

(name).....of.....(address)

until the 31st day of December.....

Date.....

Fire Marshal

C.R.O. 1950, Reg. 238, Form 4

Form 5

The Lightning Rods Act

CERTIFICATE OF INSTALLATION

I, the undersigned,.....

(a) as principal, Licence No.....; or

(b) as agent for.....  
(name of principal)

Licence No.....

certify:

1. That on the.....day of.....  
(month) (year)

I installed lightning rods as a

(state whether new installation, addition or repair)

on a.....  
(kind and name of building or structure)



owned by.....  
(name) (address)

located at lot..... concession.....or street address

and Town.....Township.....

County.....

2. That the location of each grounding is marked on the following diagram of the building or structure.

DIAGRAM

3. That the nature and condition of the soil at each grounding, and the method of each grounding are as follows:

Grounding	Nature and Condition of Soil	Method of Making Grounding
G1		
G2		
G3		
G4		
G5		
G6		

4. That the facts shown in this certificate are true and that the installation has been made in accordance with the Act and the regulations.

(signature of person who  
installed lightning rods)

I confirm that the nature and condition of the soil and the method of each grounding are as described.

Date.....  
(day) (month) (year)

.....  
(signature of owner or his agent)

C.R.O. 1950, Reg. 238, Form 5.

## Form 6

### *The Lightning Rods Act*

## INSPECTOR'S REPORT

No.....

1. Name of principal or agent making installation

.....Licence No.....

2. Owner.....P.O. Address.....

3. Lot...., concession...., or street address and Town

..... Township..... County.....

4. Building or structure.....

5. Description of system..... (name of licensee)

6. Form of conductor.....

### 7. Ohmic resistance of earth terminals of the system

8. The installation does not conform with the Act and the regulations in the following respects:

9. I consider the following alterations or additions are necessary to make the installation conform with the Act and the regulations:.....

## 10. Diagram of structure

11. Was the system approved by you?.....

12. Date of Inspection.....

Dated at.....)

this . . . . . day of . . . . .

(Signature of Inspector)

C.R.O. 1950, Reg. 238, Form 6.



## Regulation 405

### under The Liquor Control Act

#### GENERAL

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "purchaser" means a person who has purchased liquor in accordance with the Act and this Regulation;
- (b) "common carrier" means any person approved by the Board as a carrier, and who carries or conveys liquor as provided by the Act and the regulations. C.R.O. 1950, Reg. 465, s. 1.

##### PURCHASE OF BEER AND WINE WITHOUT PERMIT

2. Unless prohibited by law or by a regulation or order of the Board, a person other than the holder of a licence under the Act, may, under the supervision of the Board, purchase beer, wine and Ontario wine from a vendor at a Government store without an individual or special permit therefor, and beer, wine and Ontario wine so purchased may be had, possessed, given and consumed in a residence of the purchaser. C.R.O. 1950, Reg. 465, s. 2 (1).

##### DISTILLERS' AND BREWERS' LICENCES

3. All licences granted to brewers or distillers shall be made in duplicate, and one copy shall be retained by the Board, and the other shall be given to the applicant therefor, and in every case where the Board deems it advisable to cancel any licence, the licence shall be cancelled by marking on the copy retained by the Board the word "cancelled" and the date from which the cancellation is to take effect, and a registered letter shall be addressed and posted to the holder of the licence at the address given by him as applicant therefor, informing him of the cancellation and of the date from which the cancellation is to take effect. C.R.O. 1950, Reg. 465, s. 4.

4. The licence granted under section 47 or 53 of the Act to any brewer or distiller authorizes the brewer or distiller to have and keep liquor manufactured by him in any building wherein such manufacture is carried on. C.R.O. 1950, Reg. 465, s. 5.

5.—(1) A brewing company that produces beer in Ontario shall pay an annual licence fee of,

- (a) \$1500; and
- (b) when the production,
  - (i) is less than two million gallons, 16½ cents per gallon, or
  - (ii) exceeds two million gallons, 18½ cents per gallon,

as determined by the final dip of the fermentation tun and recorded in the Dominion Excise Department's Brewers' Daily Record (Form T 238);

less,

- (c) an allowance of 5 per cent to compensate for loss in production; and

- (d) that part of the licence fee under clause b that is referable to beer exported from Ontario.

(2) A brewing company selling beer in Ontario that has been produced outside Ontario shall pay an annual licence fee of,

- (a) \$1500; and
- (b) 18½ cents per gallon of beer sold in Ontario. O. Reg. 178/59, s. 1.

(3) A brewing company selling beer through the stores or the distributing warehouses of the Brewers' Warehousing Company Limited, or through a brewery retail store, shall pay an annual licence fee of \$100 for each store or distributing warehouse.

(4) A producer of Ontario wine shall pay an annual licence fee of,

- (a) \$500;
- (b) 10½ per cent of the gross selling price of all wine sold through its store; and
- (c) \$100 for each store operated by it. O. Reg. 74/57, s. 1.

##### SPECIAL PERMITS

6.—(1) The Board may issue a special permit to any manufacturer of liquor, or to a manufacturer of vinegar, perfumes, pharmaceutical, patent or proprietary medicines or essences or of such other products as the Board determines, which permit entitles the manufacturer to purchase from the Board or from a vendor named in the permit, or from any other person selling alcohol or liquor by direction of the Board, alcohol or other liquor in such quantities as the Board authorizes by the permit, and entitles the manufacturer to have, keep and use the alcohol or liquor for the purposes and on the premises designated in the permit.

(2) The time during which a special permit remains in force shall be stated on the permit.

(3) Before a special permit is issued, satisfactory evidence shall be furnished to the Board as to the character of the articles or commodities proposed to be manufactured in which alcohol or other liquor is required, and such other evidence as the Board deems desirable, and, after due investigation, the special permit may on notice to the holder thereof be cancelled or suspended, in the absolute discretion of the Board. C.R.O. 1950, Reg. 465, s. 7.

7. The Board may grant a special permit authorizing a retail druggist to purchase liquor or alcohol from a vendor in such quantities during any one month as the Board determines and to have in his drug store during the month a stock of liquor or alcohol not exceeding the maximum amount that he is permitted to purchase by the Board and all liquor or alcohol so purchased shall be used only in compounding medicines, or as a solvent or preservative. C.R.O. 1950, Reg. 465, s. 8.

8. Every druggist who holds a special permit shall keep a record book in the form approved by the Board, in which he shall enter immediately the disposal made of alcohol or other liquor purchased under his special permit and in which he shall itemize each order and

article or series of articles into the preparation of which alcohol or liquor has entered, with names, dates and purposes shown, and the record book shall be open at all times to inspection by the Board, the Ontario Provincial Police or a municipal police officer, and whenever required by the Board, a certified copy of the record shall be furnished to the Board within a week after it is demanded, for such period as is named in the demand, and the furnishing of a corresponding report monthly may also be required by the Board for such duration as the Board determines. C.R.O. 1950, Reg. 465, s. 9.

#### EXCISE LICENCES

9. A licence to a retail druggist by the National Revenue Department (Customs and Excise Division) does not relieve the druggist from the requirement to procure a special permit under the Act. C.R.O. 1950, Reg. 465, s. 10, *amended*.

10. Liquor purchased under a special permit may be had, given and consumed in accordance with the terms of the permit. C.R.O. 1950, Reg. 465, s. 11, *amended*.

11.—(1) Where a permit that authorizes the purchase of liquor for first aid purposes has been obtained from the Board, liquor as authorized by the permit may be kept under lock and key in the first aid department of an industrial, commercial or educational establishment, and may be used in such quantity only as is necessary in the event of an accident or other emergency occurring on the premises of such establishment. C.R.O. 1950, Reg. 465, s. 12, *part, revised*.

(2) A permit under subsection 1 shall have on its reverse side provision for entering a record of purchases. C.R.O. 1950, Reg. 465, s. 12, *part, revised*.

#### HOTEL OWNERS AND PROPRIETORS, ETC.

12. With the permission of the Board in writing, the proprietor or manager of an hotel, club or other premises maintained for the entertainment and accommodation of the public may have and keep liquor lawfully purchased by him for his own and his family's use and consumption in the rooms of the hotel, club or other premises that are occupied by him and that are so designated in writing by him to the Board, and it is not necessary for him to register in the office of the hotel, club or other premises as the occupant of those rooms. C.R.O. 1950, Reg. 465, s. 14, *revised*.

#### CHANGE OF ADDRESS

13. The holder of a permit under the Act and this Regulation shall notify the Board of his change of address within forty-eight hours of the change. C.R.O. 1950, Reg. 465, s. 15.

#### ALTERATION, LOSS OR DESTRUCTION OF PERMIT

14. No holder of a permit under the Act or this Regulation, shall make any changes or alterations to the permit, or wilfully mutilate, tear or destroy the permit. C.R.O. 1950, Reg. 465, s. 16.

15. Proof of loss or destruction of a permit shall be by statutory declaration. C.R.O. 1950, Reg. 465, s. 17, *amended*.

16.—(1) A police officer or an official of the Board may require any permit holder to deliver his permit to him for inspection, and the officer or official may retain the permit for such time as he considers advisable, and failure on the part of the permit holder to deliver his permit pursuant to a demand or request is an offence.

(2) Within twenty-four hours of the delivery of the permit to the officer or official he shall notify the Board that he is in possession of the permit and shall state his reason for retaining the permit. C.R.O. 1950, Reg. 465, s. 18, *revised*.

#### CANCELLATION AND SUSPENSION OF PERMIT

17. Where a permit has been suspended or cancelled, the Board shall notify all vendors and all persons authorized to issue permits. C.R.O. 1950, Reg. 465, s. 19.

18.—(1) Where a justice has notified the Board of the suspension of a permit, the Board shall notify all vendors and inspectors and all persons authorized to issue permits.

(2) Upon the receipt of a notice from the Board,

(a) No vendor shall sell liquor to a person whose permit has been suspended; and

(b) No vendor or other person authorized to issue permits shall issue a permit to a person whose permit has been suspended,

during the period of suspension. C.R.O. 1950, Reg. 465, s. 20.

19. Every person whose permit has been suspended shall deliver the permit to the justice or the nearest vendor or inspector for forwarding to the Board. C.R.O. 1950, Reg. 465, s. 21.

#### SACRAMENTAL WINES

20. A priest, a minister of the gospel or a minister of any religious faith who is authorized to solemnize marriage in Ontario, or a person duly authorized to purchase sacramental wine on behalf of a religious body for religious purposes only, and who is the holder of a special permit under clause c of subsection 2 of section 37 of the Act, may purchase, have and keep in his possession sacramental wine for religious purposes, but no person shall use or consume or allow to be used or consumed any of the sacramental wine as a beverage. C.R.O. 1950, Reg. 465, s. 22.

21.—(1) Upon payment of the prescribed fees, the Board may grant a sacramental wine vendor's permit to a person, authorizing the person to sell sacramental wines to a priest or a minister of the gospel or to a minister of any religious faith who is authorized to solemnize marriage in Ontario, or to a person duly authorized to purchase sacramental wine on behalf of a religious body for religious purposes only.

(2) A sacramental wine vendor's permit shall be in such form as the Board prescribes, and shall state the time during which it is in force.

(3) Every sacramental wine vendor shall record every sale of sacramental wine in a book kept for that purpose, and the record shall show the date, the name and address of the person to whom the sale of wine was made, the kind and quantity sold and the price charged, and the vendor shall furnish the Board by the 10th day of each month with a sworn copy of the record for the preceding calendar month.

(4) Every sacramental wine vendor shall also keep a record of his purchases of wine, with dates, names, quantities, brands and prices, and shall furnish the Board monthly with a sworn copy of the record.

(5) No sacramental wine sold by the holder of a sacramental wine vendor's permit shall be shipped or delivered until,

(a) the purchaser has given to the vendor a written, dated and signed order stating the number of his permit and the kind and quantity of wine ordered;

(b) the purchaser has submitted his special permit for inspection and endorsement by the vendor; and



(c) the vendor has endorsed or caused to be endorsed on the special permit the quantity of wine sold and the date of the sale as well as the initials of the vendor or his authorized employee and the designated number of the vendor's premises. C.R.O. 1950, Reg. 465, s. 23 (1-5), *revised*.

(6) The annual fee for a sacramental wine vendor's permit is,

(a) \$25; and

(b) 10½ per cent of the gross selling price of all sacramental wine sold. O. Reg. 74/57, s. 2.

#### PERMIT FEES

22. The fee for an individual or special permit shall be determined by the Board. C.R.O. 1950, Reg. 465, s. 24, *amended*.

23. Where an application for an individual or special permit is received by mail, the application shall be in the prescribed form. C.R.O. 1950, Reg. 465, s. 25, *revised*.

#### OFFICERS AUTHORIZED TO ISSUE PERMITS

24.—(1) The Board may appoint such persons to issue permits as the Board deems desirable.

(2) All persons authorized to issue permits shall,

(a) issue the permits in accordance with the instructions issued from time to time by the Board; and

(b) conform to any instructions issued by the Board that relate to the accounting for any moneys received by officials on behalf of the Board. C.R.O. 1950, Reg. 456, s. 26 (2, 3), *revised*.

(3) No permit shall be issued to any person, unless an application therefor has been made on the prescribed form. C.R.O. 1950, Reg. 465, s. 26.

#### ORDERS OF INTERDICTION

25. An order of interdiction shall be in the prescribed form. C.R.O. 1950, Reg. 465, s. 27.

#### APPOINTMENT OF AGENT TO PURCHASE

26. Where permitted by the Board, any person entitled to purchase liquor may appoint in writing as his agent to purchase liquor any other person over the age of twenty-one years who is of good character and who has not been convicted of an offence under the Act or the regulations. C.R.O. 1950, Reg. 465, s. 28, *revised*.

27. The appointment of the agent shall contain,

(a) the full name and address of the agent;

(b) a detailed description of the kinds and quantities of liquor to be purchased;

(c) the signature of the permit holder or principal; and

(d) where it is required, the number of the permit. C.R.O. 1950, Reg. 465, s. 29, *revised*.

28.—(1) After the agent has delivered the liquor and the permit, if any, to the principal at his residence, the powers of the agent lapse. C.R.O. 1950, Reg. 465, s. 30, *part, revised*.

(2) Where the agent uses the principal's permit, the permit shall accompany the appointment of the agent. C.R.O. 1950, Reg. 465, s. 30, *part, revised*.

#### MEDICAL PRESCRIPTIONS

29. Where a medical prescription for liquor is presented to a vendor, he may, before supplying any liquor, retain the prescription for such time as is necessary to enable him to ascertain whether the prescription was signed by the medical practitioner by whom it purports to be signed and whether it is otherwise *bona fide*. C.R.O. 1950, Reg. 465, s. 31, *revised*.

30. No person shall improperly obtain a medical prescription for liquor or use a medical prescription that is improperly obtained. C.R.O. 1950, Reg. 465, s. 32, *amended*.

31. The prescribed form of prescription shall be written in ink or indelible pencil and shall contain,

(a) the date;

(b) the patient's name and address;

(c) the quantity of liquor required;

(d) a certificate that the liquor is required for medicinal purposes and is the minimum quantity necessary for the patient named; and

(e) the signature and address of the issuing physician. C.R.O. 1950, Reg. 465, s. 33.

#### LIQUOR AND BEER SEALS

32. The official seal attached to every package of spirits or wine kept for sale or sold by a vendor at a Government store shall be in the prescribed form and shall bear a serial number. C.R.O. 1950, Reg. 465, s. 34, *revised*.

33. The manner in which the seal is attached to packages of liquor shall be as follows:

1. For all packages of liquor other than liquor contained in jars, the centre of the seal shall be placed over the cork, stopper or capsule, and an end of the seal shall be placed down each side of the neck of the bottle, and, where liquor is contained in jars, the seals shall be placed over the corks, stoppers or capsules thereof in the same manner.

2. Every liquor seal shall be so attached to the liquor package that the cork, stopper, or capsule of the package cannot be removed without breaking the seal.

3. For the purposes of this section, the term "liquor" does not include beer. C.R.O. 1950, Reg. 465, s. 35, *revised*.

34. Except as otherwise ordered by the Board, the official seal attached to every bottle of beer kept for sale to the Board or sold to any purchaser by a vendor at a Government store shall consist of the manufacturer's body label or neck label on which shall be printed or lithographed the letters "L.C.B.O." in approved form and size. C.R.O. 1950, Reg. 465, s. 37(1), *revised*.

35. A brewer who is the holder of a licence issued by the Board may print or lithograph his name and address together with such other information as the Board authorizes on the body or neck label, but the official beer seal shall be attached only to bottles of beer sold or kept for sale by a vendor at a Government store to any purchaser in accordance with the Act and this Regulation. C.R.O. 1950, Reg. 465, s. 38, *revised*.

36.—(1) The official seal attached to every keg, barrel or cask of beer kept for sale to the Board or sold to any purchaser by a vendor at a Government store shall consist of two concentric circles, and between the two circles shall be the words "Liquor Control

Board, Ontario" and inside the inner circle, the word "Beer" and also a serial number and the seal shall be in the prescribed form, and shall be known as the official seal for draught beer.

(2) The seal shall be pasted over the spigot hole in each keg, barrel or cask sold or kept for sale by a vendor at a Government store to any purchaser under the Act or this Regulation, in such manner that the cork, or stopper cannot be removed without breaking the seal. C.R.O. 1950, Reg. 465, s. 39, *revised*.

37. No person shall make, manufacture, engrave, print, lithograph, keep for sale or sell, or in any manner supply or distribute any of the official beer or liquor seals of the Board unless he is authorized in writing by the Board and subject to the terms of the authorization and to this Regulation. C.R.O. 1950, Reg. 465, s. 40, *revised*.

38. The official liquor or beer seals of the Board shall not be attached to any package of liquor or beer unless the liquor or beer is kept for sale to the Board, or unless the liquor or beer is kept for sale or has been sold by a vendor at a Government store, to any purchaser in accordance with the Act and this Regulation. C.R.O. 1950, Reg. 465, s. 41, *amended*.

39. No person shall have, keep or use any official beer or liquor seals of the Board in any manner unless he is authorized by the Board and subject to the terms of the authorization and to this Regulation. C.R.O. 1950, Reg. 465, s. 42, *revised*.

40. No person shall have, keep or use any of the official beer or liquor seals of the Board, unless the seals have been made, manufactured, sold or supplied in accordance with this Regulation. C.R.O. 1950, Reg. 465, s. 43.

41. The vendor shall conduct the store under his charge in accordance with the instructions issued from time to time to him by the Board. C.R.O. 1950, Reg. 465, s. 44, *amended*.

42. The duty of inspectors appointed by the Board is to inspect Government stores, breweries, wineries, drug stores and such other places as the Board from time to time requires. C.R.O. 1950, Reg. 465, s. 45, *revised*.

43. Where an inspector making an inspection of premises or otherwise performing any duty required of him detects irregularities or any contravention of the Act, he shall forthwith report the irregularity or contravention to the Board, and for the purpose of this section the inspector possesses the authority conferred under section 114 of the Act upon a constable or other police officer to seize and remove any liquor or other thing. C.R.O. 1950, Reg. 465, s. 45, *revised*.

44. All leases of any land or building that is required for the purpose of the Board shall be signed by the Chief Commissioner. C.R.O. 1950, Reg. 465, s. 47.

45. The Board representing and on behalf of the Crown in the right of Ontario may insure all property, whether real or personal, acquired, possessed or received by the Board, in the name of the Board, and all loss under any contract of insurance so entered into by the Board is payable to the Board. C.R.O. 1950, Reg. 465, s. 48.

#### BREWERIES AND BREWERS' RETAIL STORES

46. Stores known as Government stores for the sale of beer only may be established by the Brewers' Warehousing Company Limited in any locality approved by the Board, and any licensed brewer shall, upon payment of the required fee, be granted a licence to store and sell beer therein under the supervision and direction of the Board. C.R.O. 1950, Reg. 465, s. 49, *amended*.

47. The Board may place in any brewery or brewery retail store an inspector who shall direct, supervise, and approve all sales from the brewery or brewery retail store. C.R.O. 1950, Reg. 465, s. 50, *revised*.

48. All orders for beer by any purchaser shall be in the prescribed form. C.R.O. 1950, Reg. 465, s. 51.

49. Except as otherwise provided in this Regulation, a brewer or the manager of a Government store for the sale of beer only may accept orders by telephone for the sale and delivery of beer to any purchaser at his residence and may sell and deliver beer so ordered to the purchaser. C.R.O. 1950, Reg. 465, s. 52, *revised*.

#### DELIVERY OF BEER AND LIQUOR

50. Except as provided by this Regulation and except as otherwise authorized by the Board, no sale or delivery of beer shall be made on any day before the hour of 7 o'clock in the forenoon or after the hour of 7 o'clock in the afternoon thereof, unless special provision is made therefor by the Board. C.R.O. 1950, Reg. 465, s. 53, *amended*.

51. Delivery of lawfully sold liquor or beer to a purchaser by a common carrier, a brewer or the manager of a Government store for the sale of beer only shall be made to the purchaser at his residence or to anyone over the age of twenty-one years who is residing in the residence at the time of delivery. C.R.O. 1950, Reg. 465, s. 55, *revised*.

52. In accordance with the Act and the regulations,

- (a) a brewer may deliver from his brewery; and
- (b) a manager of a Government store for the sale of beer only may deliver,

lawfully sold beer to any place where it may be lawfully received or kept. C.R.O. 1950, Reg. 465, ss. 56, 57, *amended*.

53. In accordance with the Act and the regulations, any common carrier may deliver lawfully sold beer or liquor from any premises where beer or liquor may be lawfully sold or kept to any premises where beer or liquor may be lawfully received or kept. C.R.O. 1950, Reg. 465, s. 58, *revised*.

54. No delivery of beer or liquor, except that sold on a doctor's prescription, shall be made unless the person to take delivery of the beer or liquor has signed a receipt that contains, the following information,

- (a) the name and address of the purchaser;
- (b) the date of delivery;
- (c) the name and address of the common carrier or person making delivery; and
- (d) the individual permit number, where liquor is purchased under a permit. C.R.O. 1950, Reg. 465, s. 59, *revised*.

55. The carriage of beer or liquor in any manner not specifically provided for by this Regulation is lawful if authorized in writing by the Board. C.R.O. 1950, Reg. 465, s. 60.

56. A common carrier may, in the course of delivery to a *bona fide* purchaser,

- (a) deliver beer or liquor purchased under the Act and the regulations to any railway station or place where a common carrier maintains an agency; and
- (b) provide at the railway station or place where the agency is maintained all necessary storage for the beer or liquor. C.R.O. 1950, Reg. 465, s. 61, *revised*.

57. The delivery of beer or liquor to a purchaser, or to the purchaser's agent who is authorized in writing to accept delivery of the beer or liquor, may be made by a common carrier at any railway station or place where a common carrier maintains an agency. C.R.O. 1950, Reg. 465, s. 62, *revised*.

#### ONTARIO WINE

58. No producer of Ontario wine shall sell or offer for sale in Ontario any Ontario wine until he has obtained a licence from the Board. C.R.O. 1950, Reg. 465, s. 65, *revised*.

59. Every application for an Ontario wine licence shall be in such form and shall contain such information as the Board requires. C.R.O. 1950, Reg. 465, s. 66.

60. Every Ontario wine licence, or a copy thereof, shall be posted up or displayed in a conspicuous place in that part of the winery premises to which the public have access. C.R.O. 1950, Reg. 465, s. 67.

61. An Ontario wine licence may be cancelled or suspended at any time by the Board, with or without a hearing. C.R.O. 1950, Reg. 465, s. 68.

62. No Ontario wine shall be sold in Ontario unless it is produced in premises approved by the Board. C.R.O. 1950, Reg. 465, s. 69.

63. The holder of an Ontario wine licence shall not sell in Ontario Ontario wine that is not satisfactory to the Board. C.R.O. 1950, Reg. 465, s. 20.

64. Producers of Ontario wine may keep and offer for sale, sell and deliver only Ontario wine,

(a) that is,

(i) of a colour satisfactory to the Board,

(ii) of natural and pleasing odour, flavour and bouquet, and

(iii) free from sediment, turbidity or foreign matter;

(b) that conforms with the *Food and Drugs Act* (Canada) and the regulations made thereunder;

(c) that contains volatile acids, in terms of acetic acids, of not more than 0.13 per cent;

(d) that, if designated as port or sherry or similarly designated, contains not less than 14 per cent of alcohol by volume;

(e) that, if designated as claret or claret type, contains not more than 13 per cent of alcohol by volume and not more than 1 per cent of sugar;

(f) that, if designated as still burgundy or chianti or similarly designated, contains not more than 14 per cent of alcohol by volume and not more than 1 per cent of sugar;

(g) that, if designated as dry and is a still wine with a content of less than 14 per cent of alcohol by volume, contains not more than 1 per cent of sugar;

(h) that, if containing carbon dioxide under pressure from natural fermentation or otherwise, contains not more than 14 per cent of alcohol by volume and not more than 5 per cent of sugar; and

(i) that is obtained,

(i) where the volume of wine and lees from one ton of grapes or cherries, or

(ii) where the concentrated juice of one ton of grapes or cherries, including lees and any water, honey, sugar or the distillate of Ontario wine added,

is not more than 250 Imperial gallons. C.R.O. 1950, Reg. 465, s. 71, *revised*.

65. The Board may place an inspector on the winery premises for the purpose of checking and recording the weight of all grapes and cherries received at the winery and used in the production of Ontario wine, grape juice and concentrates. C.R.O. 1950, Reg. 465, s. 72.

66. With the approval of the Board, the holder of an Ontario wine licence may purchase Ontario wine from another holder of an Ontario wine licence, if an application for the purchase is made to the Board. C.R.O. 1950, Reg. 465, s. 73, *revised*.

67. Except as otherwise provided, no Ontario wine or distillate of Ontario wine shall be transferred from the premises of an Ontario wine licence holder to any other premises in Ontario without the approval of the Board. C.R.O. 1950, Reg. 465, s. 74.

68. A holder of an Ontario wine licence shall not produce, sell or keep for sale in his plant or premises medicated wine, unless he is the holder of a manufacturer's permit from the Board. C.R.O. 1950, Reg. 465, s. 75.

69. When ordered by the Board, the holder of an Ontario wine licence shall forward to the Board for analysis samples of wine produced or offered for sale in Ontario, or an officer authorized by the Board may take samples of the wine for the purpose of analysis. C.R.O. 1950, Reg. 465, s. 76, *revised*.

70. The Board may by written order restrain the holder of an Ontario wine licence from selling, offering for sale or using for blending or other purposes Ontario wine, whether it is in the finished state or in the course of production, and the order shall remain in force until cancelled or otherwise disposed of by the Board. C.R.O. 1950, Reg. 465, s. 77.

71. New bottles and other containers shall be free from particles of glass, dust and other substances, and all bottles, whether old or new, shall be thoroughly washed before using. C.R.O. 1950, Reg. 465, s. 78.

72. All containers and labels for Ontario wine intended for sale in Ontario shall be approved by the Board. C.R.O. 1950, Reg. 465, s. 79.

73. Ontario wine that is packaged for sale in Ontario shall be contained in transparent glass containers. C.R.O. 1950, Reg. 465, s. 80.

74. All packages of Ontario wine sold in Ontario shall be sealed with the official seal of the Board. C.R.O. 1950, Reg. 465, s. 81, *amended*.

75. With the approval of the Board, the holder of an Ontario wine licence whose products are sold by the Board may establish in any city or town designated by the Board an Ontario wine warehouse for the purpose of warehousing or storing his goods therein. C.R.O. 1950, Reg. 465, s. 82, *revised*.

76. Every application for approval of the Board to establish an Ontario wine warehouse shall be in such form and shall contain such information as the Board requires. C.R.O. 1950, Reg. 465, s. 83.

77. Before the approval of the Board is given, satisfactory evidence shall be furnished as to,

(a) the character of the premises proposed to be used as an Ontario wine warehouse; and

(b) the locality in which the premises are situated. C.R.O. 1950, Reg. 465, s. 84, *revised*.



78. Except as provided in section 79, no holder of an Ontario wine licence shall sell or offer for sale in Ontario any Ontario wine warehoused or stored in any Ontario wine warehouse established under this Regulation. C.R.O. 1950, Reg. 465, s. 85.

79. All sales and deliveries of Ontario wine warehoused or stored in an Ontario wine warehouse shall be made to the Board upon the requisition of the Board or to branch sales offices of the licensee. C.R.O. 1950, Reg. 465, s. 86, *revised*.

80. Every holder of an Ontario wine licence who has established an Ontario wine warehouse under this Regulation shall, within twenty-four hours after every shipment of Ontario wine consigned by him to the warehouse, deliver or send to the Board a true statement of the shipment. C.R.O. 1950, Reg. 465, s. 87, *revised*.

81. The establishment of an Ontario wine warehouse by the holder of an Ontario wine licence under this Regulation does not affect the licence holder's existing rights to sell Ontario wine at his licensed winery or branch office. C.R.O. 1950, Reg. 465, s. 88.

82. Unless the Board consents and except as otherwise provided, no holder of an Ontario wine licence shall carry or transport to any other premises or place any Ontario wine warehoused or stored by him in an Ontario wine warehouse. C.R.O. 1950, Reg. 465, s. 89, *revised*.

83. Unless otherwise authorized by the Board and except as otherwise provided in this Regulation, the production of Ontario wine from the grape and cherry to the finished product shall be in the premises in which it is produced, and the wine shall be sold only upon and from the premises in which it is produced. C.R.O. 1950, Reg. 465, s. 90, *revised*.

84. With the written approval of the Board, the holder of an Ontario wine licence may establish upon such premises as are satisfactory to the Board, one office for the retail sale of Ontario wine of his own production. C.R.O. 1950, Reg. 465, s. 91, *revised*.

85. Notwithstanding anything contained in sections 83 and 84, if the holder of an Ontario wine licence purchases, secures or otherwise acquires additional Ontario wine licences from the former holders thereof, and surrenders the licences to the Board, the Board may permit him to establish an additional branch office for retail sale of Ontario wine of his own production for each Ontario wine licence so surrendered by him, but not more than nine branch offices may be established by a holder of an Ontario wine licence. C.R.O. 1950, Reg. 465, s. 92, *revised*.

86. Except as otherwise provided, the holder of an Ontario wine licence who has established a branch office shall not sell, keep for sale or deliver Ontario wine from the plant or premises upon which Ontario wine is produced, but authorized wholesale deliveries may be made in accordance with the Act and the regulations, together with the transfer of Ontario wine to the branch office or offices. C.R.O. 1950, Reg. 465, s. 93.

87. The Board may place an official in any winery or branch office for the purpose of directing, supervising and approving all sales from the winery or branch office. C.R.O. 1950, Reg. 465, s. 94, *revised*.

88. The Board may appoint an official of any winery to act as its representative in the winery or branch office. C.R.O. 1950, Reg. 465, s. 95.

89. Except as provided by this Regulation, no retail sale or delivery of Ontario wine shall be made by the holder of an Ontario wine licence on any day before the hour of 9 o'clock in the forenoon or after the hour of

8 o'clock in the afternoon, unless special provision is made therefor by the Board. C.R.O. 1950, Reg. 465, s. 97, *amended*.

90. Unless otherwise prohibited by the Board, the holder of an Ontario wine licence may accept orders by telephone for the sale and delivery of Ontario wine to any purchaser at his residence, and may sell and deliver Ontario wine so ordered to the purchaser. C.R.O. 1950, Reg. 465, s. 98.

91. Except as otherwise provided, the provisions for the delivery and carriage of beer apply *mutatis mutandis* to the holder of an Ontario wine licence. C.R.O. 1950, Reg. 465, s. 99.

92. All retail sales of Ontario wine shall be recorded in duplicate on a serially numbered order form approved by the Board, and the original forms shall be forwarded daily to the Board, together with a certification that sales mentioned in the orders cover all retail sales made on that particular day, and the duplicate copies of the forms shall be retained at the sales office. C.R.O. 1950, Reg. 465, s. 100, *revised*.

93. The maximum quantity of Ontario wine that may be sold or delivered to any person at any time shall be determined by the Board. C.R.O. 1950, Reg. 465, s. 101.

94. The plant or premises upon which Ontario wine is produced, stored or sold shall be open to inspection by an authorized officer of the Board, and the officer may take inventory of all Ontario wine and other products contained therein, and all records, books of account and invoices shall be made available by the holder of an Ontario wine licence for inspection by the Board's officer when required. C.R.O. 1950, Reg. 465, s. 105.

95. Each cask, vat or container in excess of 150 imperial gallons capacity that is used by the holder of an Ontario wine licence for the storage of Ontario wine shall have painted thereon or affixed thereon by means of metal figures an individual number, and the cask, vat or container so numbered shall have the capacity in imperial gallons plainly indicated thereon. C.R.O. 1950, Reg. 465, s. 106, *revised*.

96. Every holder of an Ontario wine licence shall keep such books and records as fully and clearly set forth a record of all grapes, cherries, sugar and all other materials purchased for producing and processing Ontario wine as well as a record of the selling and disposing of Ontario wine and the books and records shall be in such form as the Board requires. C.R.O. 1950, Reg. 465, s. 107, *revised*.

97. The holder of an Ontario wine licence shall be allowed as natural loss up to 6 per cent of the total volume of new wine in the first year of its age, and up to 3 per cent for each year thereafter, and the allowance shall be considered as resulting from lees, evaporation and processing. C.R.O. 1950, Reg. 465, s. 108.

98. Losses of Ontario wine that are suffered in any winery other than losses from lees, evaporation and processing shall be reported to the Board immediately. C.R.O. 1950, Reg. 465, s. 109.

99. Where the holder of an Ontario wine licence is found by an authorized officer of the Board to have less than the amount of Ontario wine that should be on hand on the premises of the licence holder, the shortage, less the allowance permitted under section 97 for lees, evaporation and processing, shall be construed as having been sold and is subject to all levies due to the Board unless otherwise proven to the satisfaction of the Board. C.R.O. 1950, Reg. 465, s. 110.

100. Every holder of an Ontario wine licence shall, not later than the 10th day of every month, furnish the Board, a statement, in the prescribed form provided by



the Board, showing quantities of Ontario wine sold during the next preceding calendar month, the quantities of Ontario grown grapes and cherries and concentrates thereof purchased and used in the production of Ontario wine during the month for which the statement is made and such other information as the Board requires. C.R.O. 1950, Reg. 465, s. 111, *amended*.

**101.** Within ten days after the close of the Board's fiscal year, every holder of an Ontario wine licence shall furnish the Board with a sworn annual statement in the form provided by the Board, showing the volume of his business, and he may be required by the Board to produce for examination his books of account, invoices and all papers necessary to show the quantity of Ontario grown grapes and cherries or concentrates thereof used in the production of Ontario wine, and to show the quantity of Ontario wine sold for export from Ontario, and such other particulars as the Board requires. C.R.O. 1950, Reg. 465, s. 112.

#### WINE

**102.** Unless otherwise prohibited by the Board, wine purchased from a vendor at a Government store may be ordered from the store either by mail or by telephone, and, when ordered by mail or by telephone, receipt of delivery shall be acknowledged in writing signed by the purchaser or his authorized agent, and the receipt shall be returned forthwith to the Government store from which delivery was made. C.R.O. 1950, Reg. 465, s. 115, *revised*.

**103.** All orders for the purchase of wine from a Government store by any purchaser, including mail and telephone orders, shall be made in writing upon the forms supplied or prescribed by the Board and shall be signed by the purchaser or his agent. C.R.O. 1950, Reg. 465, s. 116.

#### HOME-MADE WINE, CIDER AND BEER

**104.** In sections 105 and 106, "home-made wine" means wine or any other beverage that is manufactured from grapes or other fruit and that contains alcohol. C.R.O. 1950, Reg. 465, s. 117, *amended*.

**105.**—(1) No person other than a person who holds a permit entitling him so to do shall make or have in his possession within the province home-made wine in excess of 100 gallons.

(2) Any person making or having in his possession any quantity of home-made wine in excess of the

quantity authorized by the permit is guilty of an offence.

(3) No person shall have in his possession any home-made wine that has not been made by him in the residence that he occupies.

(4) Home-made wine made by any person in his residence may be had, given or consumed by him only in his residence.

(5) No permit is required for the possession by any person in his residence of home-made wine made by him in quantities not exceeding 100 gallons. C.R.O. 1950, Reg. 465, s. 118, *revised*.

**106.**—(1) The Board may issue to any person over the age of twenty-one years a permit in the prescribed form entitling the person to make, have and keep on the premises that he occupies as a residence home-made wine in excess of 100 gallons in accordance with the terms of the permit.

(2) The permit is in force during the pleasure of the Board, and may be cancelled at any time by the Board with or without a hearing.

(3) The permit shall specify the total quantity of home-made wine permitted by the Board to be made, had or kept by any person. C.R.O. 1950, Reg. 465, s. 119.

**107.** Any person brewing beer for use of himself and his family under the *Excise Act* (Canada), may have and keep the beer only in the residence that he occupies. C.R.O. 1950, Reg. 465, s. 120.

#### GENERAL

**108.** Twice a month every justice shall send to the Board a certificate in the prescribed form containing full particulars of all cases heard by him. C.R.O. 1950, Reg. 465, s. 134.

**109.** Except in a municipality that has entered into an agreement with the Liquor Licence Board of Ontario under section 87 of *The Liquor Licence Act*, all penalties in money that are imposed under the Act or the regulations by a justice shall, after he has deducted all necessary costs, be paid to the Board by the justice by cheque. C.R.O. 1950, Reg. 465, s. 135, *amended*.

**110.** The Board may prescribe such forms as it deems advisable for the purposes of the Act and the regulations. C.R.O. 1950, Reg. 465, s. 138.



# Regulation 406

## under The Liquor Licence Act

### FEES ON VOTES AND LICENSING DISTRICTS

1. The fees and expenses allowed under section 81 of the Act are as set forth in the Schedule. C.R.O. 1950, Reg. 239, s. 1, *revised*.

2. The areas comprising the following counties, provisional county and territorial districts are designated licensing districts as follows:

Licensing District No.	Comprising
1.	Elgin, Essex, Kent and Lambton.
2.	Bruce, Grey, Huron, Perth, Waterloo and Wellington.
3.	Middlesex and Oxford.
4.	Brant, Haldimand, Lincoln, Norfolk and Welland.
5.	Wentworth and Halton.
6.	York.
7.	Durham, Ontario, Peterborough, Victoria and Haliburton.
8.	Dufferin, Peel, Simcoe, Muskoka and Parry Sound.
9.	Hastings, Northumberland and Prince Edward.
10.	Lennox and Addington, Dundas, Frontenac, Glengarry, Grenville, Leeds and Stormont.
11.	Carleton, Lanark, Prescott, Renfrew and Russell.
12.	Kenora, Rainy River and Thunder Bay.
13.	Algoma, Manitoulin and Sudbury.
14.	Cochrane, Nipissing and Timiskaming.

C.R.O. 1950, Reg. 239, s. 2.

### Schedule

#### COUNTY JUDGE

- For making necessary arrangements for holding courts and performing other duties in connection with the holding of the poll as prescribed by the Act and *The Election Act*.....\$ 25.00
- For revising lists, per diem..... 10.00
- Where poll is taken other than in county town a per diem living allowance of..... and actual and necessary travelling expenses. 8.00

#### RETURNING OFFICER

- Where the clerk of the municipality acts as returning officer such amount as is agreed upon, and in default of agreement..... 100.00

- Where the returning officer is not the clerk of the municipality.....\$150.00

#### DEPUTY RETURNING OFFICERS, POLL CLERKS AND CONSTABLES

- Where a poll is not held on the day of polling for the municipal election, such fees as are fixed by by-law of the municipality, but where no by-law fixing the fees has been passed, the same fees as would be payable at the municipal election.
- Where a poll is held on the same day as the municipal election and the same officers are used for the vote under the Act, an extra allowance,
  - to the deputy returning officer of..... 3.00
  - to the poll clerk of..... 2.00
  - to the constable of..... 1.00

#### ELECTION CLERK

- Where the election clerk is an officer of the municipality, such amount as is agreed upon, and in default of agreement..... 25.00
- Where the election clerk is not an officer of the municipality..... 35.00 and all actual, reasonable and necessary disbursements connected with the taking of the poll.

#### POLLING PLACES

- For every polling place used for the taking of the poll where the poll is not held on the same day as that of the taking of the vote at a municipal election, for the first poll..... 10.00 and for each additional poll held on the same premises..... 5.00

#### OFFICERS FURNISHING LISTS OR COPIES THEREOF

- For every copy of a voters' list or part thereof, or of changes made therein on appeal or complaint exclusive of any printed list or any printed matter, payable by the person to whom the same is supplied but not including copies of the list or a part thereof furnished to a returning officer for use as required by law, for every ten names..... .10
- For clerk of the peace furnishing copies of polling list when so directed by the Chief Election Officer, per polling place but to include all copies furnished..... 1.00 and for every ten names not printed but written or corrected or added on each copy so furnished..... .10

C.R.O. 1950, Reg. 239, Sched.

## Regulation 407

### under The Liquor Licence Act

#### GENERAL

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "labour club" means a chartered branch or union of any of the established labour organizations in Canada;
- (b) "veterans' club" means a chartered branch of an established war-veterans' organization in Canada or any association composed entirely of and organized for the benefit of veterans of the naval, military or air forces of Canada. C.R.O. 1950, Reg. 240, s. 1.

##### OFFICIALS AND EMPLOYEES OF THE BOARD

#### 2. It is the duty of the registrar to,

- (a) attend such meetings of the Board as it directs;
- (b) attest all orders, directions, certificates and subpoenas or other documents issued in the name of the Board as may be required;
- (c) give such notices as are required by the Act and this Regulation;
- (d) maintain safe custody of the seal of the Board;
- (e) keep a central record of the minutes of the meetings and proceedings of the Board;
- (f) inform and advise the Board on any matters arising out of the administration of the Act and this Regulation; and
- (g) generally perform and carry out the directions and instructions of the Board. C.R.O. 1950, Reg. 240, s. 2.

#### 3. It is the duty of each deputy registrar to,

- (a) provide suitable premises for the meetings of the Board;
- (b) attend such meetings of the Board as it directs;
- (c) give and receive such notices as are required by the Act;
- (d) attest all orders, directions, certificates, subpoenas or other documents as may be required;
- (e) keep the minutes of the meetings and proceedings of the Board in his licensing district;
- (f) attend to the correspondence affecting his licensing district;
- (g) inform and advise the Board on any matters arising out of the administration of the Act and this Regulation;
- (h) file with the registrar copies of all the Board's orders, directions, certificates and such other documents as may be required; and
- (i) generally perform and carry out the directions and instructions of the Board. C.R.O. 1950, Reg. 240, s. 3.

4. The officials, inspectors and other employees of the Board shall obey the instructions of the Board and perform such duties as it directs. C.R.O. 1950, Reg. 240, s. 4.

##### SEAL

5. The official seal of the Board shall consist of the coat of arms of Ontario within two concentric circles between which circles shall appear the words "Liquor Licence Board of Ontario". C.R.O. 1950, Reg. 240, s. 5.

##### LICENSED PREMISES

6. Sections 7 to 25 apply to all classes of licensed premises. C.R.O. 1950, Reg. 240, s. 6.

7. All liquor sold upon licensed premises shall be consumed on the premises and the licence holder shall not permit any liquor so sold to be taken from the premises. C.R.O. 1950, Reg. 240, s. 7.

8. No liquor, other than that sold by the licence holder under the authority of the licence, shall be brought upon the licensed premises and the licence holder shall not permit any liquor to be brought upon the premises. C.R.O. 1950, Reg. 240, s. 8.

9. All liquor served in licensed premises shall be dispensed from the original container in which the liquor is purchased from or under the authority of the Liquor Control Board of Ontario. C.R.O. 1950, Reg. 240, s. 9.

10.—(1) Each drink containing spirits served in licensed premises shall contain not less than one fluid ounce of spirits as supplied by the Liquor Control Board of Ontario.

(2) Any non-alcoholic liquid that is added to liquor in the preparation of a drink shall be added in full view of the customers. C.R.O. 1950, Reg. 240, s. 10 (1, 2).

(3) In establishments licensed to sell wine, the wine may be sold by the bottle or half-bottle. O. Reg. 175/53, s. 2.

11.—(1) All glasses used for the sale of draught beer shall be of clear glass having a content of 10.3 fluid ounces, a height of 5-5/32 inches, a diameter at the rim of 2-25/32 inches, a tide line etched in the glass ½ inches from the top and shall be marked "L.L.B.O." on the base.

(2) Each glass shall be filled with liquid up to the tide line. O. Reg. 179/59, s. 2.

12.—(1) Upon every licensed premises lists shall be available to customers or signs shall be prominently displayed, indicating,

- (a) the varieties of liquor for sale;
- (b) the amount and type of spirits in each type of drink containing spirits that is offered for sale; and
- (c) the prices at which drinks may be purchased,

but the lists and signs shall be published and displayed only in the licensed premises.



(2) A copy of every list and sign used under subsection 1 shall be filed with the Board before being used and no alteration shall be made in a list or sign until the approval in writing of the Board to the alteration has been obtained. C.R.O. 1950, Reg. 240, s. 12.

**13.**—(1) An adequate stock of liquor, when available, shall be maintained upon every licensed premises,

(a) of the brands and types; and

(b) in the form or containers,

that are commonly in demand in the place where the premises are located.

(2) Liquor of the brands and types and in the containers referred to in subsection 1 shall be displayed at the bar.

(3) The brand and type of beer dispensed by each tap shall be clearly indicated by a label visible to persons using the premises. C.R.O. 1950, Reg. 240, s. 13.

**14.**—(1) In every licensed dining lounge or dining room there shall be not less than fifteen square feet of floor space for each chair or seat therein.

(2) In every licensed lounge or public house there shall be not less than twelve square feet of floor space for each chair, stool or seat therein. O. Reg. 4/57, s. 1.

**15.** No more persons than adequate seating accommodation is provided for shall be admitted to any licensed premises. C.R.O. 1950, Reg. 240, s. 15.

**16.** In licensed premises to which men only are admitted, other than clubs, men only shall be employed during the hours when liquor may be sold. C.R.O. 1950, Reg. 240, s. 16.

**17.** In licensed premises to which women only are admitted, women only shall be employed during the hours when liquor may be sold unless, in the case of any premises, the Board otherwise directs. C.R.O. 1950, Reg. 240, s. 17.

**18.** No person under the age of twenty-one years shall be employed in the serving of liquor in a licensed premises. C.R.O. 1950, Reg. 240, s. 18.

**19.** No liquor may be sold or served in licensed premises on Sunday, Good Friday, Christmas Day, the day of the funeral of a deceased reigning monarch, or on a day when a general polling for a Dominion, provincial or municipal election or the voting upon any question submitted to the electors of the municipality under any Act of Ontario is being held in the electoral district or municipality in which the licensed premises are situated. C.R.O. 1950, Reg. 240, s. 19; O. Reg. 4/57, s. 3.

**20.** Notwithstanding section 19, liquor may be sold or served on any day in the licensed premises of the military messes of the Royal Canadian Navy, the Canadian Army Active Force and the Royal Canadian Air Force. C.R.O. 1950, Reg. 240, s. 20.

**21.**—(1) Liquor may be sold and served in licensed premises,

(a) that is a dining lounge, dining room or lounge, during the hours from 12 noon to 10.30 p.m.;

(b) that is a public house, during the hours from 12 noon to 6.30 p.m. and from 8 p.m. to 10.30 p.m. C.R.O. 1950, Reg. 240, s. 21 (1); O. Reg. 4/57, s. 4.

(2) In respect of individual holders of a licence or in any municipality or prescribed area, the Board may alter the hours,

(a) for a dining lounge and dining room, by extending the hour of 10.30 p.m. to a time not later than 2 a.m. of the following day; and

(b) for a lounge or public house, by extending the hour of 10.30 p.m. to a time not later than midnight. C.R.O. 1950, Reg. 240, s. 21 (2).

(3) All licensed establishments except dining lounges and dining rooms shall be cleared of patrons within one-half hour after the sale and service of liquor ceases under subsections 1 and 2. C.R.O. 1950, Reg. 240, s. 21 (3); O. Reg. 4/57, s. 5.

**22.** The signs displayed on the exterior of an establishment shall make no reference to the holding of a licence or the rights granted thereunder other than in the words "A Hotel (or an Inn or a Tavern or a Restaurant or a Public House) under *The Liquor Licence Act*" together with a statement of the licences held, all of which shall be in letters not exceeding two inches in height. C.R.O. 1950, Reg. 240, s. 22.

**23.** No establishment in respect of which a licence is issued, other than one that is classified by the Board as an hotel or inn, shall use the term "hotel" or "inn" in any advertisement or upon any sign or stationery or elsewhere. C.R.O. 1950, Reg. 240, s. 23.

**24.** No establishment or other organization or business, other than an establishment that is classified by the Board as a "tavern" or "public house", shall use the term "tavern" or "public house", as the case may be, in any advertisement or upon any sign or stationery or elsewhere. C.R.O. 1950, Reg. 240, s. 24.

**25.** Signs reading "Dining Lounge", "Dining Room", "Lounge" and "Public House" may be used within an establishment to indicate the location of licensed premises. C.R.O. 1950, Reg. 240, s. 25.

#### RAILWAY CARS, STEAMSHIPS

**26.** Liquor may be sold upon a railway car or steamship in respect of which a licence is issued only while the railway car or steamship is in transit on a trip the main purpose of which is the transporting of passengers from one point to another point. C.R.O. 1950, Reg. 240, s. 26.

#### CLUBS

**27.** Every club in respect of which a licence is issued, other than a labour club or veterans' club, shall be incorporated under the laws of Ontario or Canada. C.R.O. 1950, Reg. 240, s. 27.

**28.**—(1) No liquor shall be sold in licensed premises in a club except to a member of the club.

(2) No liquor shall be served in licensed premises in a club except to a member of the club or his guest.

(3) Guest registers shall be kept by all clubs and shall be open to inspection by the Board. C.R.O. 1950, Reg. 240, s. 28.

**29.** For the purpose of the Act and this Regulation, a member of any chartered branch of any established war veterans' organization or established labour organization in Canada shall be deemed to be a member of a chartered branch thereof in respect of which a licence is issued under the Act and this Regulation, if the rules of the organization and of the branch so permit. C.R.O. 1950, Reg. 240, s. 29.

**30.** Unless otherwise required by the Board, every club in respect of which a licence is held shall forward annually to the Board, not later than the 31st day of January,

(a) a list of the officers of the club;

- (b) a list of the members of the club;
- (c) a copy of the by-laws of the club; and
- (d) a financial statement covering the last fiscal period of the club,

and the lists, copy of by-laws and financial statement shall be verified in the manner prescribed in section 56. C.R.O. 1950, Reg. 240, s. 30.

#### DINING LOUNGES

31. In every dining lounge,

- (a) the tables shall be covered with table-cloths or other equivalent suitable covering or surfacing;
- (b) an adequate supply of flat-ware, china and other table service shall be available and used; and
- (c) meals, for which adequate menus shall be provided, shall be served at regular breakfast, luncheon, dinner or supper hours but, where the establishment is classified as an hotel and has no other dining room, meals, for which adequate menus shall be provided, shall be served at regular breakfast, luncheon and dinner hours. C.R.O. 1950, Reg. 240, s. 31.

32. In a dining lounge liquor shall be served only to a person having a meal therein while seated at a table. C.R.O. 1950, Reg. 240, s. 32.

33. A dining lounge licence may be issued only to and held only by a person who has had,

- (a) adequate experience in the hotel or restaurant business; or
- (b) other business experience and employs a management that has had adequate experience in the hotel or restaurant business. C.R.O. 1950, Reg. 240, s. 33.

34. Where entertainment is provided in a dining lounge, the entertainment shall be in charge of and supervised by a person who has had adequate experience in the type of entertainment provided. C.R.O. 1950, Reg. 240, s. 34.

35. Where facilities for dancing are provided in a dining lounge, the dance floor shall occupy not less than one-fifth of the total floor space thereof and the number of chairs, stools and seats that are provided shall be calculated in respect of that portion of the dining lounge that is not occupied by the dance floor. C.R.O. 1950, Reg. 240, s. 35.

#### DINING ROOMS

36. In every dining room,

- (a) the tables shall be covered with table-cloths or other equivalent suitable covering or surfacing;
- (b) an adequate supply of flat-ware, china and other table service shall be available and used; and
- (c) meals, for which adequate menus shall be provided, shall be served at regular breakfast, luncheon and dinner hours. C.R.O. 1950, Reg. 240, s. 36.

37. In a dining room beer or wine shall be served only to a person having a meal therein while seated at a table. C.R.O. 1950, Reg. 240, s. 37.

38. A dining room licence may be issued only to and held only by a person who has had,

- (a) adequate experience in the hotel or restaurant business; or
- (b) other business experience and employs a management that has had adequate experience in the hotel or restaurant business. C.R.O. 1950, Reg. 240, s. 38.

39. In a dining room there shall not be any box stall or any partition or obstruction that prevents a full view of the entire room by any person therein. C.R.O. 1950, Reg. 240, s. 39.

#### LOUNGES

40. In every lounge there shall be,

- (a) a service bar with or without stools or seats for the persons using the lounge; and
- (b) an area equipped with an adequate number of chairs and tables, having regard to the dispensing facilities of the lounge. C.R.O. 1950, Reg. 240, s. 40.

41. All liquor sold in the lounge shall be dispensed at the bar in such a manner that it can be viewed by the persons using the lounge. C.R.O. 1950, Reg. 240, s. 41.

42. In a lounge there shall not be any box stall or any partition or obstruction that prevents a full view of the entire room by any person therein. C.R.O. 1950, Reg. 240, s. 42.

#### PUBLIC HOUSES

43. In every premises licensed as a public house there shall be,

- (a) a service bar with or without stools or seats for the persons using the public house; and
- (b) an area equipped with an adequate number of chairs and tables, having regard to the dispensing facilities of the lounge. C.R.O. 1950, Reg. 240, s. 43.

44. All beer sold in premises licensed as a public house shall be dispensed at the bar in such a manner that it can be viewed by the persons using the premises. C.R.O. 1950, Reg. 240, s. 44.

45. In premises licensed as a public house there shall not be any box stall or any partition or obstruction that prevents a full view of the entire room by any person therein. C.R.O. 1950, Reg. 240, s. 45.

46.—(1) Beer sold on premises licensed as a public house shall be sold at prices not exceeding the following:

1. Except where the beer is obtained from the Liquor Control Board of Ontario at a place in central Ontario or northern Ontario,

- (a) for each glass..... 15 cents
- (b) for each 12-ounce bottle..... 28 cents
- (c) for each 22½-ounce bottle... 50 cents

2. Where the beer is obtained from the Liquor Control Board of Ontario at a place in central Ontario,

- (a) for each glass..... 15 cents
- (b) for each 12-ounce bottle..... 29 cents
- (c) for each 22½-ounce bottle... 50 cents

3. Where the beer is obtained from the Liquor Control Board of Ontario in northern Ontario,

- (a) for each glass..... 15 cents
- (b) for each 12-ounce bottle.... 29 cents
- (c) for each 22½-ounce bottle... 50 cents

and the proportion of freight and carrying charges from the northerly boundary of central Ontario. C.R.O. 1950, Reg. 240, s. 46(1); O. Reg. 281/59, s. 2.

(2) Subsection 1 does not apply to,

- (a) premium-priced beer;
- (b) beer imported from outside Canada; or
- (c) beer served on special public house premises.

(3) In this section,

- (a) "central Ontario" means Manitoulin Island and all the islands lying adjacent thereto and that part of Ontario bounded on the north by the southerly limit of the right of way of The Canadian National Transcontinental Railways and lying northerly and northwesterly of a line commencing on the south shore of the west channel of the French River where it is intersected by the production southerly of the easterly boundary of the Township of Travers; thence in a general easterly direction following the south shore of the west and main channel of the French River to the outlet of Lake Nipissing; thence in a general easterly and northerly direction following the south and east shore of Lake Nipissing to the boundary between the townships of Widdifield and West Ferris; thence easterly along the last-named boundary to Trout Lake; thence easterly along the south shore of Trout Lake and the Mattawa River to the boundary between Ontario and Quebec;
- (b) "northern Ontario" means that part of Ontario lying north of the southerly limit of the right of way of The Canadian National Transcontinental Railways;
- (c) "premium-priced beer" means beer shown as premium-priced in the last price-list issued by the Liquor Control Board of Ontario;
- (d) "special public house premises" means special premises operated by the licensee under an existing public house licence. C.R.O. 1950, Reg. 240, s. 46(2).

#### BANQUET OR ENTERTAINMENT PERMITS

47.—(1) A banquet or entertainment permit, upon application therefor, may be issued only in respect of a banquet or entertainment that is not conducted for the purpose or with the intention of gain or profit.

(2) An application for a banquet or entertainment permit shall be in Form 11.

(3) A banquet or entertainment permit shall be in Form 12.

(4) An application for banquet or entertainment permit for diplomats and consular officers of career shall be in Form 15.

(5) A banquet or entertainment permit for diplomats and consular officers of career shall be in Form 16. C.R.O. 1950, Reg. 240, s. 47.

48. Liquor procured under a banquet or entertainment permit shall not be sold except where a

regular meal is served in the premises for which the permit is issued and at tables where an adequate supply of flatware, china and other table service is available and used. O. Reg. 31/51, s. 1.

49. No person shall sell, give or otherwise dispose of any ticket to attend a banquet or entertainment on premises in respect of which a banquet or entertainment permit has been issued, if the ticket entitles the purchaser or holder thereof to liquor or to purchase liquor that may be served under the permit. O. Reg. 31/51, s. 1.

50. Except in the case of an application for a banquet or entertainment permit for diplomats and consular officers of career, section 56 applies *mutatis mutandis* to every other application for a banquet or entertainment permit. C.R.O. 1950, Reg. 240, s. 48.

51. The liquor that may be served at a banquet or entertainment except a banquet or entertainment for diplomats and consular officers of career shall be purchased from the Liquor Control Board of Ontario upon its special authority issued upon presentation of the permit. C.R.O. 1950, Reg. 240, s. 49.

52.—(1) The fee payable in respect of a banquet or entertainment permit is,

- (a) \$5 when the liquor obtained thereunder is for a wedding reception;
- (b) \$10 when the liquor obtained thereunder may not be sold either directly or indirectly; and
- (c) \$15 when the liquor obtained thereunder may be sold for the retail cost thereof together with a reasonable charge for dispensing. O. Reg. 179/59, s. 4.

(2) No fees are payable in respect of a banquet or entertainment permit for diplomats and consular officers of career. C.R.O. 1950, Reg. 240, s. 50 (2).

53. The Board may cancel any banquet or entertainment permit issued by it. C.R.O. 1950, Reg. 240, s. 51.

54.—(1) The person to whom a banquet or entertainment permit is issued, or in the case of an organization, the person who made the affidavit of verification attached to the application for the permit, shall within forty-eight hours of the holding of the banquet or entertainment make a written report to the Board stating the amount of liquor purchased for the banquet or entertainment under the permit that was not consumed at the banquet or entertainment and shall, if required by the Board, forthwith deliver the liquor to the Liquor Control Board of Ontario.

(2) Possession of the liquor for the purpose of delivering it to the Liquor Control Board of Ontario shall be deemed to be lawful possession. C.R.O. 1950, Reg. 240, s. 52.

#### LICENCES

55. Where application is made for a licence and construction or alteration of a building is contemplated,

(a) the Board shall not grant the application until,

- (i) a building permit has been issued by the local municipal authority, unless it is not the practice to issue building permits in the place where the proposed establishment is to be located, and
- (ii) the Board is satisfied upon evidence submitted, that the applicant has complied with all federal, provincial and municipal requirements that are of a general nature and that create or



govern priorities or restrictions in respect of labour and materials required in the construction or alteration of the building proposed to be used for the establishment; and

(b) the Board,

- (i) shall not issue a licence, or
- (ii) where a licence has been issued, shall cancel it,

where after the making of the application the construction or alteration and equipping of the building proposed to be used for an establishment is not proceeded with with such expedition as is required by the Board. C.R.O. 1950, Reg. 240, s. 53; O. Reg. 175/53, s. 3.

56. The information contained in an application for a licence or renewal thereof shall be verified,

- (a) where the establishment is owned by an individual, by his affidavit or in his absence by the affidavit of some person who has full knowledge of the facts;
  - (b) where the establishment is owned by a partnership, by the affidavit of the partners;
  - (c) where the establishment is owned by an incorporated company, by the affidavit of the president or in his absence by the affidavit of a director;
  - (d) where the establishment is a military mess, by the affidavit of the officer commanding the unit or in his absence by the affidavit of a senior officer of the unit;
  - (e) where the establishment is a labour club or a veterans' club, by the affidavit of the president or in his absence by the affidavit of a senior officer of the club; and
- in all other cases, by the affidavit of a person who has full knowledge of the facts. C.R.O. 1950, Reg. 240, s. 54; O. Reg. 4/57, s. 7.

57. No licence shall be issued in respect of any establishment unless the plans, location, accommodation, equipment and facilities of the establishment have been approved by the Board. C.R.O. 1950, Reg. 240, s. 55.

58. Under clause *b* of subsection 1 of section 28 of the Act the offences against the laws of Canada or Ontario are,

- (a) any offence against the Act involving the making of a false statement or the failure to make full disclosure to the Board;
- (b) any offence against the provisions existing since the 1st day of July, 1934, of any Act of Ontario, involving the selling, keeping for sale or supplying of liquor;
- (c) any offence against subsection 4 of section 53 of the Act involving gambling, a slot machine or a device used for gambling; or
- (d) any offence against the laws of Canada or Ontario involving moral turpitude. C.R.O. 1950, Reg. 240, s. 56; O. Reg. 4/57, s. 8.

59. Section 58 does not apply to a licensee who has been convicted of an offence referred to in clause *b* of section 58, since the 24th day of October, 1944, where the Board is satisfied that the conviction was made as the result of an authorized act or omission by a servant or agent of the licensee. C.R.O. 1950, Reg. 240, s. 57.

60. Where the holder of a licence or his servant or agent is charged with any offence referred to in section 58, the Board may suspend the licence and may, after a hearing by the Board, continue the suspension or cancel the licence. C.R.O. 1950, Reg. 240, s. 58.

#### LICENCE FEES

61.—(1) The following fees are payable in respect of the issue and renewal of each licence and the grant and renewal of each permit:

1. Where the establishment is an hotel or inn,

- (a) for a dining lounge licence, an amount equal to 10 per cent of the gross value of liquor purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
" 10,001 - 20,000 "	"	11 cents
" 20,001 - 30,000 "	"	13 cents
" 30,001 - 40,000 "	"	14 cents
" 40,001 - 50,000 "	"	16 cents
" 50,001 - 60,000 "	"	17 cents
" 60,001 - 70,000 "	"	18 cents
" 70,001 - 80,000 "	"	20 cents
" 80,001 - 90,000 "	"	21 cents
" 90,001 - 100,000 "	"	22 cents
" 100,001 - 110,000 "	"	24 cents
" 110,001 - 120,000 "	"	25 cents
" 120,001 gallons and over....		26 cents

with a minimum fee of \$150;

- (b) for a lounge licence, an amount equal to 10 per cent of the gross value of liquor purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
" 10,001 - 20,000 "	"	11 cents
" 20,001 - 30,000 "	"	13 cents
" 30,001 - 40,000 "	"	14 cents
" 40,001 - 50,000 "	"	16 cents
" 50,001 - 60,000 "	"	17 cents
" 60,001 - 70,000 "	"	18 cents
" 70,001 - 80,000 "	"	20 cents
" 80,001 - 90,000 "	"	21 cents
" 90,001 - 100,000 "	"	22 cents
" 100,001 - 110,000 "	"	24 cents
" 110,001 - 120,000 "	"	25 cents
" 120,001 gallons and over....		26 cents

with a minimum fee of \$150;

- (c) for a dining room licence, an amount equal to 10 per cent of the gross value of wine purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
" 10,001 - 20,000 "	"	11 cents
" 20,001 - 30,000 "	"	13 cents
" 30,001 - 40,000 "	"	14 cents
" 40,001 - 50,000 "	"	16 cents
" 50,001 - 60,000 "	"	17 cents
" 60,001 - 70,000 "	"	18 cents
" 70,001 - 80,000 "	"	20 cents
" 80,001 - 90,000 "	"	21 cents
" 90,001 - 100,000 "	"	22 cents
" 100,001 - 110,000 "	"	24 cents
" 110,001 - 120,000 "	"	25 cents
" 120,001 gallons and over....		26 cents

with a minimum fee of \$75 in the case of a summer hotel and \$150 in the case of every other hotel or inn;



- (d) for a public house licence, the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
" 10,001 - 20,000	"	... 11 cents
" 20,001 - 30,000	"	... 13 cents
" 30,001 - 40,000	"	... 14 cents
" 40,001 - 50,000	"	... 16 cents
" 50,001 - 60,000	"	... 17 cents
" 60,001 - 70,000	"	... 18 cents
" 70,001 - 80,000	"	... 20 cents
" 80,001 - 90,000	"	... 21 cents
" 90,001 - 100,000	"	... 22 cents
" 100,001 - 110,000	"	... 24 cents
" 110,001 - 120,000	"	... 25 cents
" 120,001 gallons and over....		26 cents

with a minimum fee of \$75 in the case of a summer hotel and \$150 in the case of every other hotel or inn.

## 2. Where the establishment is a tavern,

- (a) for a dining lounge licence, an amount equal to 10 per cent of the gross value of liquor purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	11 cents
" 10,001 - 20,000	"	... 13 cents
" 20,001 - 30,000	"	... 16 cents
" 30,001 - 40,000	"	... 18 cents
" 40,001 - 50,000	"	... 21 cents
" 50,001 - 60,000	"	... 23 cents
" 60,001 - 70,000	"	... 25 cents
" 70,001 - 80,000	"	... 28 cents
" 80,001 - 90,000	"	... 30 cents
" 90,001 - 100,000	"	... 32 cents
" 100,001 - 110,000	"	... 35 cents
" 110,001 - 120,000	"	... 37 cents
" 120,001 gallons and over....		39 cents

with a minimum fee of \$150;

- (b) for a lounge licence, an amount equal to 10 per cent of the gross value of liquor purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	11 cents
" 10,001 - 20,000	"	... 13 cents
" 20,001 - 30,000	"	... 16 cents
" 30,001 - 40,000	"	... 18 cents
" 40,001 - 50,000	"	... 21 cents
" 50,001 - 60,000	"	... 23 cents
" 60,001 - 70,000	"	... 25 cents
" 70,001 - 80,000	"	... 28 cents
" 80,001 - 90,000	"	... 30 cents
" 90,001 - 100,000	"	... 32 cents
" 100,001 - 110,000	"	... 35 cents
" 110,001 - 120,000	"	... 37 cents
" 120,001 gallons and over....		39 cents

with a minimum fee of \$150;

- (c) for a dining room licence, an amount equal to 10 per cent of the gross value of wine purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	11 cents
" 10,001 - 20,000	"	... 13 cents
" 20,001 - 30,000	"	... 16 cents
" 30,001 - 40,000	"	... 18 cents
" 40,001 - 50,000	"	... 21 cents
" 50,001 - 60,000	"	... 23 cents
" 60,001 - 70,000	"	... 25 cents
" 70,001 - 80,000	"	... 28 cents
" 80,001 - 90,000	"	... 30 cents
" 90,001 - 100,000	"	... 32 cents
" 100,001 - 110,000	"	... 35 cents
" 110,001 - 120,000	"	... 37 cents
" 120,001 gallons and over....		39 cents

with a minimum fee of \$75 in the case of a tavern that is operated only during the summer season and \$150 in the case of every other tavern;

- (d) for a public house licence the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	11 cents
" 10,001 - 20,000	"	... 13 cents
" 20,001 - 30,000	"	... 16 cents
" 30,001 - 40,000	"	... 18 cents
" 40,001 - 50,000	"	... 21 cents
" 50,001 - 60,000	"	... 23 cents
" 60,001 - 70,000	"	... 25 cents
" 70,001 - 80,000	"	... 28 cents
" 80,001 - 90,000	"	... 30 cents
" 90,001 - 100,000	"	... 32 cents
" 100,001 - 110,000	"	... 35 cents
" 110,001 - 120,000	"	... 37 cents
" 120,001 gallons and over....		39 cents

with a minimum fee of \$75 in the case of a tavern that is operated only during the summer season and \$150 in the case of every other tavern.

3. Where the establishment is a restaurant, for a dining room licence an amount equal to 10 per cent of the gross value of wine purchased and 10 cents for each gallon of beer purchased with a minimum fee of \$150 in the case of a restaurant that is operated only during the summer season and \$300 in the case of every other restaurant.
4. Where the establishment is a public house, for a public house licence the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	13 cents
" 10,001 - 20,000	"	... 16 cents
" 20,001 - 30,000	"	... 19 cents
" 30,001 - 40,000	"	... 22 cents
" 40,001 - 50,000	"	... 26 cents
" 50,001 - 60,000	"	... 29 cents
" 60,001 - 70,000	"	... 32 cents
" 70,001 - 80,000	"	... 36 cents
" 80,001 - 90,000	"	... 39 cents
" 90,001 - 100,000	"	... 42 cents
" 100,001 - 110,000	"	... 46 cents
" 110,001 - 120,000	"	... 49 cents
" 120,001 gallons and over....		52 cents

with a minimum fee of \$150.

## 5. Where the establishment is a club,

- (a) for a dining lounge licence, an amount equal to 10 per cent of the gross value of liquor purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
"	10,001 - 20,000 "	....11 cents
"	20,001 - 30,000 "	....13 cents
"	30,001 - 40,000 "	....14 cents
"	40,001 gallons and over....	16 cents

with a minimum fee of \$50;

- (b) for a lounge licence, an amount equal to 10 per cent of the gross value of liquor purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
"	10,001 - 20,000 "	....11 cents
"	20,001 - 30,000 "	....13 cents
"	30,001 - 40,000 "	....14 cents
"	40,001 gallons and over....	16 cents

with a minimum fee of \$50;

- (c) for a dining room licence, an amount equal to 10 per cent of the gross value of wine purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
"	10,001 - 20,000 "	....11 cents
"	20,001 - 30,000 "	....13 cents
"	30,001 - 40,000 "	....14 cents
"	40,001 gallons and over....	16 cents

with a minimum fee of \$50;

- (d) for a public house licence, except in respect of a veterans' club or labour club, the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
"	10,001 - 20,000 "	....11 cents
"	20,001 - 30,000 "	....13 cents
"	30,001 - 40,000 "	....14 cents
"	40,001 gallons and over....	16 cents

with a minimum fee of \$50; and

- (e) for a public house licence in respect of a veterans' club or labour club, the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	.08 cents
"	10,001 - 20,000 "	....10 cents
"	20,001 - 30,000 "	....11 cents
"	30,001 - 40,000 "	....12 cents
"	40,001 gallons and over....	13 cents

with a minimum fee of \$50.

6. Where the establishment is a military mess,

- (a) for a dining lounge, a lounge, a dining room or a public house licence, an amount equal to 10 per cent of the gross value of spirits and wine purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	.08 cents
"	10,001 - 20,000 "	....10 cents
"	20,001 - 30,000 "	....11 cents
"	30,001 - 40,000 "	....12 cents
"	40,001 gallons and over....	13 cents

with a minimum fee of \$50; and

- (b) for a dining lounge, a lounge, a dining room or a public house licence where the mess is designated under subsection 1 of section 23 of the Act, a permit fee of \$25.

7. Where the establishment is a railway car or steamship,

- (a) for a dining lounge licence, an amount equal to 10 per cent of the gross value of the liquor purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
"	10,001 - 20,000 "	....11 cents
"	20,001 - 30,000 "	....13 cents
"	30,001 - 40,000 "	....14 cents
"	40,001 gallons and over....	16 cents

with a minimum fee of \$50;

- (b) for a lounge licence, an amount equal to 10 per cent of the gross value of liquor purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
"	10,001 - 20,000 "	....11 cents
"	20,001 - 30,000 "	....13 cents
"	30,001 - 40,000 "	....14 cents
"	40,001 gallons and over....	16 cents

with a minimum fee of \$50;

- (c) for a dining room licence, an amount equal to 10 per cent of the gross value of wine purchased and the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
"	10,001 - 20,000 "	....11 cents
"	20,001 - 30,000 "	....13 cents
"	30,001 - 40,000 "	....14 cents
"	40,001 gallons and over....	16 cents

with a minimum fee of \$50; and

- (d) for a public house licence, the amount indicated in the following Table for each gallon of beer purchased:

TABLE

On first	10,000 gallons....	10 cents
"	10,001 - 20,000 "	....11 cents
"	20,001 - 30,000 "	....13 cents
"	30,001 - 40,000 "	....14 cents
"	40,001 gallons and over....	16 cents

with a minimum fee of \$50. O. Reg. 179 59, s. 5.

- (2) Where, in respect of any establishment,
- (a) more than one public house licence is held; or
  - (b) a dining room licence and a public house licence or public house licences are held,

the total fees for the licences held in respect of both or all of the premises shall be computed by applying the appropriate fees prescribed in subsection 1 to the total amount of beer purchased and the total gross value of wine purchased for both or all of the premises but in no case shall the total fees for the licences be less than the total of the minimum fees prescribed.

- (3) Where, in respect of any establishment,
- (a) more than one licence is held; and
  - (b) one of the licences is a dining room licence or a public house licence,

in computing the licence fees, all beer purchased shall be presumed to be purchased for the dining room premises or public house premises.

- (4) In this section,
- (a) "beer purchased" means all beer purchased by or for the establishment during the period of the licence for the purposes of the licensed premises whether or not it is sold in the licensed premises during the period;
  - (b) "gross value of wine purchased" means the gross value of all wine, including the value of the containers, purchased by or for the establishment during the term of the licence for the purposes of the licensed premises whether or not it is sold in the licensed premises during the period;
  - (c) "gross value of liquor purchased" means the gross value of all liquor, including the value of the containers, purchased by or for the establishment during the term of the licence for the purposes of the licensed premises whether or not it is sold in the licensed premises during the period. C.R.O. 1950, Reg. 240, s. 59 (2-4).

62.—(1) Fees that are prescribed in fixed amounts and minimum fees are payable upon the making of the application for a licence or renewal.

(2) Fees that vary according to the amount or value of liquor purchased are payable monthly and the fees payable in respect of purchases made each month shall be paid not later than the 10th day of the month next following. C.R.O. 1950, Reg. 240, s. 60.

#### TRANSFER OF LICENCES

63.—(1) For the purposes of section 45 of the Act, the transfer fee is,

- (a) an amount equal to,
  - (i) 10 per cent of the net value of beer purchased in the preceding twelve months where the purchases are up to 10,000 gallons, with a minimum fee of \$100,
  - (ii) 20 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 10,001 to 20,000 gallons,
  - (iii) 30 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 20,001 to 30,000 gallons,

- (iv) 40 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 30,001 to 40,000 gallons,
- (v) 50 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 40,001 to 50,000 gallons,
- (vi) 60 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 50,001 to 60,000 gallons,
- (vii) 70 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 60,001 to 70,000 gallons,
- (viii) 80 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 70,001 to 80,000 gallons,
- (ix) 90 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 80,001 to 90,000 gallons,
- (x) 100 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 90,001 to 100,000 gallons,
- (xi) 110 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 100,001 to 110,000 gallons,
- (xii) 120 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 110,001 to 120,000 gallons,
- (xiii) 130 per cent of the net value of beer purchased in the preceding twelve months where the purchases are from 120,001 gallons or more; and

(b) an amount equal to,

- (i) 10 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases up to \$20,000,
- (ii) 20 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$20,001 to \$40,000,
- (iii) 30 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$40,001 to \$60,000,
- (iv) 40 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$60,001 to \$80,000,
- (v) 50 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$80,001 to \$100,000,
- (vi) 60 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$100,001 to \$110,000,



- (vii) 70 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$110,001 to \$120,000,
- (viii) 80 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$120,001 to \$130,000,
- (ix) 90 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$130,001 to \$140,000,
- (x) 100 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$140,001 to \$150,000,
- (xi) 110 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$150,001 to \$160,000,
- (xii) 120 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases from \$160,001 to \$170,000,
- (xiii) 130 per cent of the value of liquor purchased in the preceding twelve months where the purchases are purchases of \$170,001 and over,

and where more than one licence held in respect of an establishment is being transferred, the percentages prescribed in clauses *a* and *b* shall be applied to the total net value of beer purchased and the total value of liquor purchased for all premises in respect of which such licences are held. O. Reg. 154/51, s. 1; O. Reg. 175/53, s. 4.

(2) Where a licensed premises has been in operation for a period of less than twelve months, the transfer fee shall be computed by pro-rating the net value of beer purchased and the value of liquor purchased during the period of operation to a period of twelve months and applying subsection 1 thereto. O. Reg. 154/51, s. 1; O. Reg. 175/53, s. 5.

(3) In this section "net value of beer purchased" means the net value of beer purchased by or for the establishment after deducting the value of the containers. O. Reg. 154/51, s. 1.

64. No transfer fee shall be charged where the holder of a licence dies and the premises are being operated by the husband, wife, father, mother, children, sister or brother of the deceased. C.R.O. 1950, Reg. 240, s. 62.

65. A transfer fee of \$100 shall be charged where the holder of a licence transfers in his lifetime the whole or a part interest in the licensed premises to his husband, wife, father, mother, sister, brother, child or grandchild. O. Reg. 175/53, s. 6.

66.—(1) In cases of partnership where a partner retires or dies, a proportionate transfer fee shall be charged and the proportion shall be based on the respective interests of the partners.

(2) Where changes in a partnership occur by the inclusion of an additional person or persons, a transfer fee shall be charged upon the interest acquired. C.R.O. 1950, Reg. 240, s. 63.

67. Where subsection 2 of section 45 of the Act applies by virtue of the operation of section 46 of the Act, the issuer or transferor shall pay the proportion of the transfer fee that the shares issued or transferred bears to the issued capital stock of the company. O. Reg. 4/57, s. 9.

#### CANCELLATION OR SUSPENSION

68. Upon the cancellation or suspension of a licence, all liquor on the licensed premises shall forthwith be forwarded by the licensee to the Liquor Control Board of Ontario unless otherwise directed by the Liquor Licence Board of Ontario. C.R.O. 1950, Reg. 240, s. 64.

#### COMPENSATION FOR DISQUALIFICATION

69. The sum awarded to any person by way of compensation under section 48 of the Act shall be determined by an arbitrator appointed by the Board and the provisions of *The Arbitrations Act* apply to the arbitration, but no compensation shall be allowed for forcible taking. C.R.O. 1950, Reg. 240, s. 65.

#### WHOLESALE PURCHASE OF LIQUOR

70. All purchases of liquor by the holder of a licence shall be made from or on the authority of the Liquor Control Board of Ontario. C.R.O. 1950, Reg. 240, s. 66.

71. All orders for the purchase of liquor by the holder of a licence shall be made in writing upon the forms supplied by the Liquor Control Board of Ontario and shall be signed by the holder of a licence or his duly authorized employee. C.R.O. 1950, Reg. 240, s. 67.

72. Receipt of all liquor purchased by the holder of a licence shall be acknowledged in writing by the holder or his duly authorized employee and the receipt shall be returned forthwith and all acknowledgments shall be delivered daily to the Liquor Control Board of Ontario by the person making the delivery. C.R.O. 1950, Reg. 240, s. 68.

73. Unless otherwise authorized by the Liquor Control Board of Ontario, all liquor purchased by the holder of a licence shall be paid for in cash at the time it is ordered or delivered. C.R.O. 1950, Reg. 240, s. 69.

74. Every holder of a licence shall provide proper storage space for the storage of liquor at a place convenient to the bar or taproom in the establishment where the licensed premises are located and shall designate the storage space upon the application for a licence. C.R.O. 1950, Reg. 240, s. 70.

75. The holder of a licence granted in respect of a railway car or steamship may establish and maintain storage premises upon its property wherein liquor may be stored for subsequent sale and shall designate the storage premises upon the application for a licence. C.R.O. 1950, Reg. 240, s. 71.

76. Every holder of a licence shall keep such books and records as fully and clearly set forth a daily record of all purchases, sales and stock-in-trade of liquor and of all transactions relating thereto. C.R.O. 1950, Reg. 240, s. 72.

77. The Board may require every holder of a licence to make a written return not later than the 10th day of every month, of all purchases, sales and daily inventory of stock-in-trade of liquor during the next preceding calendar month. C.R.O. 1950, Reg. 240, s. 73.

78. All licensed premises shall at all times be open to inspection by such officers or agents of the Board as the Board authorizes and every holder of a licence shall conform to the requirements in respect of his premises and of the conduct of the business for which the licence is granted. C.R.O. 1950, Reg. 240, s. 74.

79. The books and records required to be kept under this Regulation by the holder of a licence shall be open at all times to inspection and audit by such officers or agents of the Board as the Board authorizes, and for the purpose of inspection and audit and for the verification of the books and records, all books,



accounts, invoices, vouchers, documents, papers and writings of the holder of the licence shall be open to inspection and audit, and the holder and his employees shall give such information in respect thereto as is required. C.R.O. 1950, Reg. 240, s. 75.

## BALLOTS

80.—(1) Where a vote is taken under section 72 or 73 of the Act on one question only, the ballot shall be in Form 13.

(2) Where a vote is taken under section 72 or 73 of the Act or both on more than one question,

(a) there shall be a separate ballot in Form 13 for each question; and

(b) the ballots used for each of the questions shall be upon paper of contrasting colours. C.R.O. 1950, Reg. 240, s. 76.

## FORMS

81. The forms appended to this Regulation are prescribed for use under the Act and this Regulation. C.R.O. 1950, Reg. 240, s. 77.

82.—(1) An application for a mess or canteen permit shall be in Form 17.

(2) A mess or canteen permit shall be in Form 18.

(3) The permit expires on the 31st day of March next following its date of issue. C.R.O. 1950, Reg. 240, s. 78.

83.—(1) A club licence shall be in Form 19.

(2) A club licence (restricted) shall be in Form 20. O. Reg. 175 53, s. 7.

## Form 1

*The Liquor Licence Act*

## NOTICE OF ANNUAL MEETING

LICENSING DISTRICT No. ....

TAKE NOTICE that the annual meeting of the Liquor Licence Board of Ontario for Licensing District

Number. ...., comprising. ....

will be held at. ...., in the. .... of

..... in the. .... of. ....

on. .... day the. .... day of. ...., 19. ....

commencing at the hour of. .... o'clock in the

..... noon at which time it will hear and determine applications for the renewal of licences in accordance with *The Liquor Licence Act* and the regulations thereunder.

AND FURTHER TAKE NOTICE that any person who is resident in the licensing district and objects to any application shall file his grounds of objection in writing with the deputy registrar at least ten days before the meeting.

.....  
Deputy Registrar.

.....  
(address)

C.R.O. 1950, Reg. 240, Form 1.

## Form 2

*The Liquor Licence Act*

## NOTICE OF APPLICATION

LICENSING DISTRICT No. ....

TAKE NOTICE that. ....

of the. .... of. .... in the. ....

of. .... will make application at a special meeting of the Liquor Licence Board of Ontario to

be held at the. .... in the. ....

of. .... in the. .... of. .... on

..... day the. .... day of. ...., 19. ....

at the hour of. .... o'clock in the. .... noon for the issuance of a

(Here indicate the type or types of licence or licences to be applied for.)

for the following premises:

(Here furnish name and address or location and class of establishment and a description thereof.)

Any person who is resident in the licensing district may object to the application, and the grounds of

objection in writing shall be filed with. ...., the deputy registrar of the licensing district, whose

address is. ...., at least ten days before the meeting at which the application is to be heard.

Dated at. .... this. .... day of

..... 19. ....

.....  
applicant

.....  
(address)

C.R.O. 1950, Reg. 240, Form 2.

## Form 3

*The Liquor Licence Act*APPLICATION FOR LICENCE  
(Except for Military Mess)

Application is hereby made for in respect of a

- |                                       |  |
|---------------------------------------|--|
| <input type="checkbox"/> hotel or inn | <input type="checkbox"/> railway car                                       |
| <input type="checkbox"/> tavern       | <input type="checkbox"/> steamship   |
| <input type="checkbox"/> restaurant   | <input type="checkbox"/> club (other than a labour club or veterans' club) |
| <input type="checkbox"/> public house | <input type="checkbox"/> labour club                                       |
|                                       | <input type="checkbox"/> veterans' club                                    |

for a licence (or licences) of the following type (or types):

- ☐ Dining lounge licence for the sale and consumption of liquor with meals;

- ☐ Dining room licence for the sale and consumption of beer and wine with meals;
- ☐ Lounge licence for the sale and consumption of liquor;
- ☐ Public house licence for the sale and consumption of beer in premises to which men only are admitted;
- ☐ Public house licence for the sale and consumption of beer in premises to which women only are admitted;
- ☐ Public house licence for the sale and consumption of beer in premises to which men and women are admitted.

1. Full name and address of applicant:

- i. If an individual, state if applicant is to be sole owner (yes or no)
- ii. If not to be sole owner, particulars of any agreement with any other party or parties:
- iii. If a partnership, state separately each partner's investment and proportion of profit distribution.

Name	Investment	Per cent Profit-sharing ratio

iv. If a corporation, state:

Date of incorporation

Prov. or Dom. Charter

Public or private company

Number of shares authorized

common preferred

Number of shares issued

common preferred

Par value of shares \$ common

\$ preferred

Bonds issued and outstanding No

Value \$

Officers and Directors

Name	Address
Name	Address
Name	Address
Name	Address
Name	Address
Name	Address

2. Name of establishment

Street Address

City, Town or Village

Township

County or District

Address of Main Office of Organization

Address of Ontario Main Office of Organization

Date of Issue of Branch or Union Charter

3. Name and address of owner of the building in which the premises to be licensed are located.

Name

Address Place

4. State whether applicant occupies premises as owner or tenant. If tenant, give date of lease, date of expiration and amount of annual rent.

5. Will dancing, music or entertainment be provided at any time whatsoever for guests or customers on the establishment? If so, where?

6. Has applicant ever applied for a licence for the sale of liquor, beer or wine in Canada or elsewhere, either as an individual, a member of a partnership, or as an officer, director or stockholder of a corporation?

7. Has the applicant any connection, financial or otherwise, direct or indirect, with any distillery, brewery or wine manufacturing interest?

8. Is the applicant indebted to any person, firm or corporation in or connected with any distillery, brewery or wine manufacturing interests?

9. Has any distiller, brewer or wine manufacturer any interest, financial or otherwise, direct or indirect, in the applicant's premises?

10. Specify and describe location of the room or rooms to which sale, serving and consumption of alcoholic beverages shall be restricted and confined.

i. Dining Lounge

<p>ii. Dining Room.....</p> <p>.....</p> <p>.....</p> <p>iii. Lounge.....</p> <p>.....</p> <p>.....</p> <p>iv. Public House.....</p> <p>.....</p> <p>.....</p> <p>v. Special Public House premises.....</p> <p>Specify location of liquor storage room.....</p> <p>.....</p> <p>.....</p> <p>11. State number of tables and seating capacity in room or rooms where liquor will be served.....</p> <p>.....</p> <p>i. Dining Lounge.....</p> <p>.....</p> <p>.....</p> <p>ii. Dining Room.....</p> <p>.....</p> <p>.....</p> <p>iii. Lounge.....</p> <p>.....</p> <p>.....</p> <p>iv. Public House.....</p> <p>.....</p> <p>.....</p> <p>12. By whom will applicant's premises be managed?</p> <p>Name in full.....Address.....</p> <p>13. State name, address and occupation of officials or employees who will purchase the alcoholic beverages to be sold on applicant's premises.</p> <p>Name.....Address.....</p> <p>Occupation.....Age.....</p> <p>Name.....Address.....</p> <p>Occupation.....Age.....</p> <p>14. If application is on behalf of club describe activities</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>i. Is it operated for pecuniary gain?.....</p> <p>ii. Present membership.....</p> <p>Individual members fees and dues.....</p> <p>(Attach certified list of members.)</p>	<p>iii. What privileges are extended to non-members?</p> <p>.....</p> <p>.....</p> <p>iv. Are your annual membership fees or dues and other income, exclusive of any estimated proceeds from the sale of liquor, sufficient to defray the annual cost of operation?</p> <p>State particulars.....</p> <p>.....</p> <p>.....</p> <p>v. Has this application been approved by the board of directors or governing body?.....</p> <p>15. State particulars of applicant's investment in the premises, furnishings and equipment, and the present value thereof.....</p> <p>.....</p> <p>.....</p> <p>State particulars of applicant's latest municipal assessment:</p> <p>Land.....\$.....</p> <p>Buildings.....\$.....</p> <p>Business Assessment \$.....Total \$.....</p> <p>16. Are the premises operated throughout the year or only seasonally?.....</p> <p>If seasonally, state the period of operation.....</p> <p>.....</p> <p>17. State particulars of any mortgage or charge to which the premises or chattels therein are subject</p> <p>.....</p> <p>.....</p> <p>18. Own capital invested or to be invested.....</p> <p>\$.....</p> <p>Borrowed capital invested or to be invested.....</p> <p>\$.....</p> <p>Total investment made or to be made in enterprise</p> <p>\$.....</p> <p>Dated at.....this.....day of.....</p> <p>19.....</p> <p>applicant</p> <p>(address of applicant)</p> <p>CANADA</p> <p>PROVINCE OF ONTARIO</p> <p>County (or District)</p> <p>of.....</p> <p>In the matter of</p> <p><i>The Liquor Licence Act</i></p> <p>And in the matter of</p> <p>AN APPLICATION FOR A</p> <p>LICENCE (or LICENCES)</p> <p>THEREUNDER FOR THE</p> <p>ESTABLISHMENT KNOWN</p> <p>AS.....</p>
--	---





12. Are all the profits from the sale of liquor to be paid into the funds of the officers' mess, the sergeants' mess and the canteen respectively?  
.....  
.....  
.....
13. State particulars of catering services furnished upon the mess or canteen premises.....  
.....  
.....  
.....
14. Is the sale of liquor to be restricted to members of the above messes, and in the canteen to men who have been properly attested and sworn in as members of the above unit?.....  
Dated at.....this.....day of.....  
19....  
.....  
.....applicant  
.....  
.....(address of applicant)

CANADA  
PROVINCE OF ONTARIO  
County (or District)  
.....  
.....

In the matter of  
The Liquor Licence Act  
And in the matter of  
AN APPLICATION FOR A  
LICENCE (or LICENCES)  
THEREUNDER FOR THE  
ESTABLISHMENT KNOWN  
AS.....

I, ..... of the  
..... of ..... in the ..... of .....  
the Officer Commanding.....  
the ..... make oath and say:

1. That I have knowledge of the matters herein deposited to;
2. That I have read over the application attached hereto;
3. That all facts stated and information furnished therein are true and correct;
4. That \*

SWORN before me at the  
..... of .....  
in the ..... of .....  
....., this.....  
day of.....  
19....

.....  
A Commissioner for taking Affidavits.

\* Where affidavit is not taken by the person designated in section 56, indicate the reason therefor.

Form 5

The Liquor Licence Act

DINING LOUNGE LICENCE

for the sale and consumption of liquor with meals  
issued to

the owner of the establishment classified as a

known as

located at

in respect of

(This space to be used for the purposes of subsection 3 of section 24 of the Act.)

Subject to prior suspension or cancellation pursuant to The Liquor Licence Act and the regulations thereunder, this licence expires on the 31st day of March, 19....

Dated at TORONTO this.....day of.....,

19....

.....  
Chairman,  
Liquor Licence Board  
of Ontario

Dining Lounge

Licence No.....

C.R.O. 1950, Reg. 240, Form 5.

Form 6

The Liquor Licence Act

DINING ROOM LICENCE

for the sale and consumption of beer and wine  
with meals  
issued to

the owner of the establishment classified as a

known as

located at

in respect of

(This space to be used for the purposes of subsection 3 of section 24 of the Act.)

Subject to prior suspension or cancellation pursuant to *The Liquor Licence Act* and the regulations thereunder, this licence expires on the 31st day of March, 19....

Dated at TORONTO this.....day of....., 19....

.....  
Chairman,  
Liquor Licence Board  
of Ontario

Dining Room

License No.....

C.R.O. 1950, Reg. 240, Form 6.

**Form 7**

*The Liquor Licence Act*

**LOUNGE LICENCE**

for the sale and consumption of liquor

issued to

.....  
the owner of the establishment classified as a

.....  
known as

.....  
located at

.....  
in respect of

(This space to be used for the purposes of subsection 3 of section 24 of the Act.)

Subject to prior suspension or cancellation pursuant to *The Liquor Licence Act* and the regulations thereunder, this licence expires on the 31st day of March, 19....

Dated at TORONTO this.....day of....., 19....

.....  
Chairman,  
Liquor Licence Board  
of Ontario

Lounge

Licence No.....

C.R.O. 1950, Reg. 240, Form 7.

**Form 8**

*The Liquor Licence Act*

**PUBLIC HOUSE LICENCE**

(MEN ONLY)

for the sale and consumption of beer in premises to which men only are admitted

issued to

.....  
the owner of the establishment classified as a

.....  
known as

.....  
located at

.....  
in respect of

(This space to be used for the purposes of subsection 3 of section 24 of the Act.)

Subject to prior suspension or cancellation pursuant to *The Liquor Licence Act* and the regulations thereunder, this licence expires on the 31st day of March, 19....

Dated at TORONTO this.....day of....., 19....

.....  
Chairman,  
Liquor Licence Board  
of Ontario

Public House Licence  
(Men Only)

No.....

C.R.O. 1950, Reg. 240, Form 8.

**Form 9**

*The Liquor Licence Act*

**PUBLIC HOUSE LICENCE**

(WOMEN ONLY)

for the sale and consumption of beer in premises to which women only are admitted

issued to

.....  
the owner of the establishment classified as a

.....  
known as

located at

in respect of

(This space to be used for the purposes of subsection 3 of section 24 of the Act.)

Subject to prior suspension or cancellation pursuant to *The Liquor Licence Act* and the regulations thereunder, this licence expires on the 31st day of March, 19....

Dated at TORONTO this.....day of....., 19....

Chairman,  
Liquor Licence Board  
of Ontario

Public House Licence  
(Women Only)

No.....

C.R.O. 1950, Reg. 240, Form 9.

Form 10

*The Liquor Licence Act*

PUBLIC HOUSE LICENCE

(MEN AND WOMEN)

for the sale and consumption of beer in premises to which men and women are admitted issued to

the owner of the establishment classified as a

known as

located at

in respect of

(This space to be used for the purposes of subsection 3 of section 24 of the Act.)

Subject to prior suspension or cancellation pursuant to *The Liquor Licence Act* and the regulations thereunder, this licence expires on the 31st day of March, 19....

DATED at TORONTO this.....day of....., 19....

Chairman,  
Liquor Licence Board  
of Ontario

Public House Licence  
(Men and Women)

No.....

C.R.O. 1950, Reg. 240, Form 10.

Form 11

*The Liquor Licence Act*

APPLICATION FOR BANQUET  
OR ENTERTAINMENT PERMIT

Application is hereby made for a banquet or entertainment permit. The following facts are stated and information furnished:

1. Full name and address of applicant: (Print name and address of individual in block letters).....

If individual, state occupation.....

2. Name and address of building where banquet or entertainment will be held.....

3. Specific location within the building where liquor will be served.....

State if location will be used exclusively by applicant

4. Date, time and duration of banquet or entertainment.....

Estimated number of persons to be in attendance.....

5. Quantity and type of liquor required:

6. Address of retail store where purchases will be made:

BEER .....

WINE .....

OTHER LIQUOR.....

7. Method of serving liquor:

## 8. Reason for holding banquet or entertainment:

.....  
 .....

9. Is a licence held under *The Liquor Licence Act* in respect of the building or any part of the building where the banquet or entertainment is to be held?

(yes or no)

10. Have you obtained consent for holding this banquet or entertainment and the serving of liquor thereat from the management of the building?

(yes or no)

11. State number of permits procured by applicant during the past twelve months .....

Dated at Toronto this.....day of.....19

.....  
 signature of applicant

(If organization, full name thereof and signature of authorized official)

.....  
 (address of applicant)

CANADA  
 PROVINCE OF  
 ONTARIO  
 County (or District) of

Telephone No.....

In the matter of  
*The Liquor Licence Act*

and in the matter of  
 AN APPLICATION FOR A  
 BANQUET OR ENTERTAINMENT PERMIT

made by.....

I, ..... of the .....  
 (print in block letters)

do ..... in the ..... of .....  
 make oath and say:

1. That I have knowledge of the matters herein deposed to;
2. That I have read over the application attached hereto;
3. That all facts stated and information furnished therein are true and correct;
4. That I have read over section 22 of the Act and sections 47 to 56 of the Regulation and understand them;

## 5. That\*

SWORN before me at the.....  
 of.....in the.....  
 of.....this.....  
 day of.....19

A commissioner for taking affidavits

\*See sections 50 and 56 of the Regulation and here indicate status of deponent. C.R.O. 1950, Reg. 240, Form 11.

## Form 12

*The Liquor Licence Act*

## BANQUET OR ENTERTAINMENT PERMIT

issued to

permits the serving of

- (a) not more than.....ounces of liquor other than beer and wine;
- (b) not more than.....ounces of wine;
- (c) not more than.....12-ounce bottles of beer;
- (d) not more than.....22½-ounce bottles of beer;
- (e) not more than.....gallon kegs of beer;

at.....  
 in.....  
 on the following days and times

the	day of	19	from	to	o'clock
the	day of	19	from	to	o'clock
the	day of	19	from	to	o'clock

In any municipality where the sale of liquor is prohibited the liquor authorized under this permit shall not be sold directly or indirectly.

In any other place the liquor authorized under this permit may be disposed of only at retail cost, together with a reasonable charge for dispensing.

Dated at Toronto this.....day of....., 19.....

Permit No.....

Chairman  
 Liquor Licence Board of Ontario  
 C.R.O. 1950, Reg. 240, Form 12.



Form 13

The Liquor Licence Act

FORM OF BALLOT

(FRONT)

<div>(Here insert question in bold face roman type not smaller than ten-point.)</div>	YES
	NO

(BACK)

No. (Serial number of ballot) ..... (Perforations)	No. (Serial number of ballot) ..... (Perforations)	Poll Book No. ..... (Perforations)	Municipality of .....	(Date of Vote) .....	PRINTER ..... (Address of Printer)
---	---	--	--------------------------	-------------------------	--

C.R.O. 1950, Reg. 240, Form 13.

Form 14

The Liquor Licence Act

AGREEMENT AND BY-LAW

MEMORANDUM OF AGREEMENT made in duplicate this.....day of....., 19.....

BETWEEN:

The Liquor Licence Board of Ontario hereinafter called the "Board",

OF THE FIRST PART:

and

The Municipal Corporation of

the.....of....., hereinafter called the "Municipality",

OF THE SECOND PART;

WHEREAS by The Liquor Licence Act it is provided,

87. Subject to the approval of the Lieutenant Governor in Council, the Board may enter into an agreement with the council of any municipality for the enforcement in the municipality by the council of this Act, The Liquor Control Act and the regulations hereunder and thereunder, and may in such agreement provide for the payment to the council of,

(a) a portion of the fees for licences issued in respect of establishments in the municipality; and

(b) the fines or a portion of the fines imposed in prosecutions instituted by officers designated

by the council pursuant to the agreement, for a contravention of this Act, The Liquor Control Act or the regulations hereunder or thereunder in the municipality.

AND WHEREAS the Board and the Municipality desire to enter into an agreement pursuant to the said provision;

AND WHEREAS the Municipality has passed by-law No. .... (a copy of which is attached hereto) to authorize the entering into and the execution of this agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises and of the covenants hereinafter mentioned, the parties hereto covenant and agree as follows:

1. The Municipality shall designate the members of the police force of the Municipality as officers to enforce within the municipality The Liquor Licence Act and the regulations thereunder and The Liquor Control Act and the regulations thereunder.
2. The members of the police force of the Municipality shall at all times diligently and effectively enforce in the Municipality the said Acts and regulations.
3. The Board shall cause to be paid annually to the Municipality 20 per cent of the fees for licences issued in respect of establishments as defined in The Liquor Licence Act in the Municipality.
4. The Board shall cause to be paid to the Municipality 60 per cent of the fines imposed in prosecutions instituted by the members of the police force of the Municipality for contraven-

tions in the Municipality of *The Liquor Licence Act* or the regulations thereunder or *The Liquor Control Act* or the regulations thereunder.

5. This agreement may be terminated by either party upon giving the other party one month's notice in writing.
6. This agreement comes into force upon notice in writing to the parties of its approval by the Lieutenant Governor in Council.

IN WITNESS WHEREOF the parties hereto have duly executed these presents.

SIGNED, SEALED      Liquor Licence Board  
and DELIVERED      of Ontario

SEAL

The Corporation of the  
of

Mayor (or Reeve)

SEAL

Clerk

BY-LAW

THE CORPORATION OF THE

OF

BY-LAW NO. ....

A By-law to Authorize the Entering Into  
and the Execution of an Agreement with  
The Liquor Licence Board of Ontario.

WHEREAS it is expedient that an agreement be entered into with the Liquor Licence Board of Ontario, pursuant to the authority of section 87 of *The Liquor Licence Act*, for the enforcement in the municipality by the members of the police force of the municipality of *The Liquor Licence Act* and the regulations thereunder and *The Liquor Control Act* and the regulations thereunder;

AND WHEREAS the terms of the proposed agreement have been settled and are contained in the draft Memorandum of Agreement attached hereto:

BE IT THEREFORE ENACTED by the Council of The Corporation of the      of      :

1. That the entering into of the proposed agreement in the terms of the draft Memorandum of Agreement is hereby approved and authorized.
2. That the Mayor (or Reeve) and Clerk be and they are hereby authorized and directed to sign a Memorandum of Agreement in duplicate in the terms of the draft Memorandum of Agreement and affix thereto the seal of the Corporation.

PASSED by the Council of the Corporation of the  
..... of ....., this ..... day of .....  
19..

Mayor (or Reeve)

Clerk

SEAL

C.R.O. 1950, Reg. 240, Form 14.

## Form 15

*The Liquor Licence Act*

### APPLICATION FOR BANQUET OR ENTERTAINMENT PERMIT

FOR

DIPLOMATS AND CONSULAR OFFICERS OF CAREER

Application is hereby made for a banquet or entertainment permit for a reception to be held outside the mission premises. The following facts are stated and information furnished:

1. Full name and address of applicant.....
2. Name of mission .....
3. Name and address of building where reception will be held.....
4. Specific location within the building where liquor will be served .....
5. Date, time and duration of banquet or entertainment .....
6. Indicate whether,
  - (a) Liquor to be served was obtained free of customs or excise duties. ....  
(yes or no)
  - (b) Liquor is to be purchased from the LIQUOR CONTROL BOARD OF ONTARIO.  
(yes or no)
7. If 6 (b) is applicable,
  - (a) Address of retail store where purchase will be made.....
  - (b) Quantities of BEER.....  
WINE.....  
OTHER LIQUOR.....
8. The estimated number of persons expected to be in attendance .....
9. The reception is being given by:  
(State whether head of mission or military attache, etc.)

(Seal of  
Mission)

(signature of head of mission)

C.R.O. 1950, Reg. 240, Form 15.

Form 16

*The Liquor Licence Act*

BANQUET OR ENTERTAINMENT PERMIT

FOR

DIPLOMATS AND CONSULAR OFFICERS OF CAREER

issued to

..... permits the serving of liquor at a reception to be held

at.....

between the hours of.....o'clock in the.....noon

and.....o'clock in the.....noon on.....day

the.....day of....., 19.....

Dated at Toronto this.....day of....., 19.....

.....  
Chairman  
Liquor Licence Board of  
Ontario

Banquet or Entertainment

Permit No.....

C.R.O. 1950, Reg. 240, Form 16.

Form 17

*The Liquor Licence Act*

APPLICATION FOR  
MESS OR CANTEEN PERMIT

The Minister of National Defence for Canada having designated to the Board under subsection 1 of section 23 of the Act, the following unit, station or establishment of the naval, military or air forces of Canada.

.....  
(unit) (station) (establishment)

Application is hereby made for a permit to

..... the commanding officer of  
(rank) (name)

..... authorizing him to  
(unit) (station) (establishment)

purchase liquor from the LIQUOR CONTROL BOARD OF ONTARIO for consumption in messes and canteens under his control as follows:

1. Officers' Mess(es).....  
(location)

2. Sergeants' Mess(es).....  
(location)

3. Canteen(s).....  
(location)

Dated at..... this.....day of....., 19.....

.....  
Commanding Officer

C.R.O. 1950, Reg. 240, Form 17.

Form 18

*The Liquor Licence Act*

MESS OR CANTEEN PERMIT

The Minister of National Defence for Canada having designated to the Board under subsection 1 of section 23 of the Act, the following unit, station or establishment of the naval, military or air forces of Canada:

.....  
(unit) (station) (establishment)

This permit is issued to the Officer Commanding the unit, station or establishment, authorizing him to purchase liquor for consumption in the following messes and canteens under his control:

1. Officers' Mess(es).....  
(location)

2. Sergeants' Mess(es).....  
(location)

3. Canteen(s).....  
(location)

Subject to suspension or cancellation under the Act or the regulations thereunder, this permit expires on the 31st day of March, 19.....

Dated at Toronto this.....day of....., 19.....

.....  
Chairman  
Liquor Licence Board  
of Ontario

Mess or Canteen

Permit No.

C.R.O. 1950, Reg. 240, Form 18.

Form 19

*The Liquor Licence Act*

CLUB LICENCE

Under *The Liquor Licence Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
an establishment classified as a club

known as

.....  
located at

.....  
for the sale and consumption of,

(a) liquor without meals;

(b) liquor with meals,

in respect of

.....

.....

This licence expires on the 31st day of March, 19....

Dated at Toronto this.....day of.....,  
19....

.....  
Chairman  
Liquor Licence Board  
of Ontario

Club  
Licence No.....

O. Reg. 175/53, s. 7.

**Form 20**

*The Liquor Licence Act*

**CLUB LICENCE (RESTRICTED)**

Under *The Liquor Licence Act* and the regulations,  
and subject to the limitations thereof, this licence is  
issued to

.....  
an establishment classified as a club

known as

.....  
located at

for the sale and consumption of,

(a) beer without meals men and women;

(b) beer without meals men only;

(c) beer without meals women only;

(d) beer and wine with meals,

in respect of

This licence expires on the 31st day of March, 19....

Dated at Toronto this.....day of.....,  
19....

.....  
Chairman  
Liquor Licence Board  
of Ontario

Club Licence  
(restricted) No.....

O. Reg. 175/53, s. 7.



## Regulation 408

### under The Liquor Licence Act

#### VOTES

1. The sufficiency of a petition filed under section 72 of the Act with the clerk of the municipality shall be determined by the clerk, and his determination shall be evidenced by his certificate in Form 1. C.R.O. 1950, Reg. 241, s. 1.

2. No person shall withdraw his name from or add his name to a petition after the clerk has certified as to its sufficiency. C.R.O. 1950, Reg. 241, s. 2.

3. When certified, a petition shall be filed with the Board by the clerk of the municipality. C.R.O. 1950, Reg. 241, s. 3.

4. Where a petition has been filed with the clerk and certified by him and filed with the Board under section 72 of the Act, the Board shall notify the clerk of the municipality and the Chief Election Officer of the day for taking the vote. C.R.O. 1950, Reg. 241, s. 4.

5. Upon receipt by the clerk of a notice from the Board fixing the date upon which a vote is to be taken, a by-law in Form 2 for the taking of the vote shall be passed by the council of the municipality. C.R.O. 1950, Reg. 241, s. 5.

6. When the by-law has been passed, a certified copy shall be filed by the clerk with the Board and the Chief Election Officer. C.R.O. 1950, Reg. 241, s. 6.

7. Where a vote is to be taken on the initiative of the council, a certified copy of the by-law, in Form 3, authorizing the submission to a vote shall be filed with the Board and the Chief Election Officer. C.R.O. 1950, Reg. 241, s. 7.

8. Where managers are appointed by parties interested in a vote, the clerk of the municipality or returning officer shall inform the managers of any special directions that he has received from the Chief Election Officer in which they may be interested and shall notify the Chief Election Officer of any alteration in the procedure recommended or suggested by the managers. C.R.O. 1950, Reg. 241, s. 9.

9. The clerk or returning officer shall promptly notify the Chief Election Officer of the appointment of managers, giving the name and place of residence of each. C.R.O. 1950, Reg. 241, s. 10.

10. Every man and every woman is qualified as to residence who, at the time of voting, is ordinarily resident in the municipality and has been ordinarily resident in the municipality for the period of two months next preceding the date fixed for taking any vote under the Act. C.R.O. 1950, Reg. 241, s. 11, *revised*.

#### Form 1

##### *The Liquor Licence Act*

I hereby certify and declare that I have examined the attached petition of ..... and others for the submission under *The Liquor Licence Act* of the question (or questions) stated in the petition and that I have checked it with the last revised voters' list for the municipality as revised for the last election to the Assembly and that the petition is signed by at least

25 per cent of the total number of persons appearing by the list to be resident in the municipality and qualified to vote at elections to the Assembly.

Dated this.....day of....., 19.....

(Corporate Seal)

.....  
Clerk of the ..... of .....

C.R.O. 1950, Reg. 241, Form 1.

#### Form 2

##### *The Liquor Licence Act*

The corporation of..... of.....

By-law No. ....

A by-law for the submission to vote of a question (or questions) under *The Liquor Licence Act*.

Whereas at the time of the coming into force of *The Ontario Temperance Act* a by-law No..... passed under *The Liquor Licence Act* or any other Act was in force within the limits of the municipality prohibiting the sale of liquor by retail therein (or,—as the case may be,—liquor, beer and wine is sold as provided by *The Liquor Control Act* or *The Liquor Licence Act*, within the limits of the municipality).

And whereas under sections 72 and 73 of *The Liquor Licence Act* the council of a municipality in which the by-law was in force (or,—as the case may be,—in which liquor, beer and wine is sold as provided by *The Liquor Control Act* or *The Liquor Licence Act*, within the limits of the municipality) may submit to a vote of the persons qualified to be entered on the voters' list and to vote at elections to the Assembly in the municipality any question (or questions) set forth in *The Liquor Licence Act*.

And whereas it is also provided by sections 72 and 73 of the Act that where a petition in writing signed by at least 25 per cent of the total number of persons appearing by the last revised list of the municipality to be resident therein and qualified to vote at elections to the Assembly requesting the council to submit any question or questions set out in sections 72 and 73 is filed with the clerk of the municipality and with the Board, the council shall submit the question or questions to a vote of the electors.

And whereas a petition has been filed with the clerk of the municipality requesting the council to submit to a vote of the persons qualified to vote thereon the following question or questions.

(here set out the question or questions)

And whereas the petition certified by the clerk as having been sufficiently signed has been filed with the Board.

And whereas the Board has fixed.....day the ..... day of....., 19....., as the day upon which the vote upon the question or questions shall be taken and has notified the clerk to that effect (or,—as the case may be,—).

And whereas the council deems it expedient and desirable that the vote on the question or questions shall be taken upon the day upon which (under *The Municipal Act* or under a by-law of the municipality as the case may be) a poll will be held at the next annual election of members of the council.

And whereas it is necessary to provide by by-law for the submission of the question or questions to the persons qualified to vote thereon and for the taking of their votes thereon.

Therefore, the Council of the Corporation of the

... of ... enacts as follows:

1. Under *The Liquor Licence Act* there is hereby submitted to a vote of the persons qualified to be entered on the voters' list and to vote at elections to the Assembly in the municipality the following question or questions:

(here set out the question or questions)

2. The vote shall be taken on the day of ..., 19..., as directed by the Liquor Licence Board of Ontario (or,—as the case may be,—on the same day upon which under *The Municipal Act* or,—as the case may be,—a by-law of the municipality a poll will be held at the next annual elections of members of the council, namely, on... day the... day of ..., 19...) and in accordance with *The Liquor Licence Act*.

Passed this ... day of ..., 19...

Clerk

Mayor or Reeve

(Corporate Seal)

C.R.O. 1950, Reg. 241, Form 2.

### Form 3

#### *The Liquor Licence Act*

The Corporation of ... of ...

By-law No. ...

A by-law for the submission to a vote of a question or questions under *The Liquor Licence Act*.

Whereas at the time of the coming into force of *The Ontario Temperance Act* a by-law No. ... passed under *The Liquor Licence Act* or any other Act, was in force within the limits of the municipality prohibiting the sale of liquor by retail therein (or,—as the case may be,—liquor, beer and wine is sold as provided by *The Liquor Control Act* or *The Liquor Licence Act*).

And whereas under sections 72 and 73 of *The Liquor Licence Act* the council of a municipality in which the by-law was in force (or,—as the case may be,—in which liquor, beer and wine is sold as provided by *The Liquor Control Act* or *The Liquor Licence Act* within the limits of the municipality) may submit to a vote of the persons qualified to be entered on the voters' list and to vote at elections to the Assembly in the municipality any question or questions set forth in *The Liquor Licence Act*.

And whereas the council deems it expedient and desirable to submit to a vote of the persons qualified to vote thereon as aforesaid the following question or questions.

(here set out the question or questions)

And whereas the council having requested the Board to fix a day for taking the vote on the question or questions, the Board has fixed... day the....

day of ..., 19..., (or,—as the case may be,—) whereas the council deems it expedient and desirable that the vote on the said question or questions shall be taken upon the day upon which (under *The Municipal Act* or under a by-law of the municipality as the case may be) a poll will be held at the next annual election of members of the council.

And whereas it is necessary to provide by by-law for the submission of the said question or questions to the persons qualified to vote thereon and for the taking of their votes thereon.

Therefore, the Council of the Corporation of the

... of ... enacts as follows:

1. Under *The Liquor Licence Act* there is hereby submitted to a vote of the persons qualified to be entered on the voters' list and to vote at elections to the Assembly in the municipality the following question or questions:

(here set out the question or questions)

2. The vote shall be taken on ... day the....

day of ..., 19..., as directed by the Liquor Licence Board of Ontario (or,—as the case may be,—on the same day upon which under *The Municipal Act*—or, as the case may be,—a by-law of the municipality), a poll will be held at the next annual election of members of the council, namely, on... day the... day of ..., 19..., and in accordance with *The Liquor Licence Act*.

Passed this ... day of ..., 19...

Clerk

Mayor or Reeve

(Corporation Seal)

#### Certificate of True Copy

I certify the foregoing to be a true and correct copy of by-law No. ... of the Corporation of the.... of ...

Dated this ... day of ..., 19...

Clerk

(Corporation Seal)

C.R.O. 1950, Reg. 241, Form 3.

## Regulation 409

### under The Live Stock and Live Stock Products Act

#### EGGS

##### INTERPRETATION

#### 1. In this Regulation,

1. "black rot" means having solid black colour;
2. "blood clot" means a streak or clot of blood on the yolk or in the white;
3. "blood ring" means a ring of blood on the yolk;
4. "bloody egg" means an egg through which blood is diffused;
5. "box" means a container capable of containing fifteen dozen eggs in individual compartments of such size as to prevent the eggs in the compartments from being damaged in the handling of the container;
6. "candling" when used in respect of an egg means examining the internal condition of the egg when it is rotating before a round opening having a diameter not greater than seven-eighths of an inch in a metal shield through which a beam of light is projected;
7. "carton" means a container constructed to contain six eggs or twelve eggs, with a separate compartment for each egg;
8. "case" means a container that is capable of containing thirty dozen eggs in individual compartments of such size as to prevent the eggs in the compartments from being damaged in the handling of the container;
9. "consumer" means a person who buys eggs for use by himself and his household and not for resale;
10. "delivery" means a transfer from one premises to another premises for any purpose;
11. "dried egg" means an egg from which the shell and the water-content has been removed;
12. "egg-grading station" means premises for the grading, packing and marking of eggs under this Regulation;
13. "eggs for processing" means eggs sold or delivered for purposes of freezing or drying;
14. "first receiver of eggs" means a person, other than the operator of an egg-grading station, who receives ungraded eggs from a producer;
15. "floating air-cell" means an air-cell that has no fixed position in the egg as a result of rupture of the inner shell-membrane;
16. "frozen egg" includes frozen whole egg, frozen egg-yolk and frozen egg-whites;
17. "frozen egg-whites" means the product obtained when whites of eggs, separated from the yolks of the eggs, are frozen;
18. "frozen whole egg" means the product obtained when the yolks and the whites of eggs are mixed together and frozen;
19. "frozen egg-yolk" means the product obtained when yolks of eggs, separated from the whites of the eggs, are frozen;
20. "grass yolk" means yolk with a green or olive colour;
21. "label" means a card or paper that fully covers one end or one side of a box or case;
22. "operator" means a person who operates an egg-grading station;
23. "processor" means the person who operates an egg-breaking plant;
24. "producer" means a person who sells, ships or transports no eggs other than eggs produced on his own farm;
25. "retailer" means a person who sells or offers for sale eggs to a consumer;
26. "red rot" means the condition resulting from the rupture of the yolk-sac to permit mixture of the yolk and white;
27. "sour rot" means the condition that exists when egg has a bubbly condition at the air-cell line, an extremely prominent yolk and the egg when clicked against other eggs gives a dull hollow sound and when broken gives off a sour odour;
28. "spot rot" means mould spot inside the shell or along cracks in the shell;
29. "stuck yolk" means the condition that exists when the yolk membrane adheres to the shell so that it is not freed by rotating the egg;
30. "tag" means card or paper that does not fully cover one end of a box or case;
31. "ungraded eggs" means eggs that have not been graded and marked with a grade in accordance with this Regulation;
32. "white rot" means the condition that exists when the yolk is covered with a light-coloured crust, the white is watery and the egg when broken gives off a putrid odour;
33. "wholesaler" means a person who sells eggs to,
  - (a) a retailer;
  - (b) any person in quantities of fifteen dozen or more for use as food or in the preparation of food; or
  - (c) a processor.

O. Reg. 157/54, s. 1.

##### APPLICATION

2. This Regulation does not apply to eggs used for the purpose of incubation. O. Reg. 157/54, s. 2.
- 3.—(1) Sections 4 to 33 apply only to eggs of the domestic hen other than eggs for processing.
- (2) Sections 34 to 46 apply only to eggs of the domestic hen for processing. O. Reg. 157/54, s. 3.



## EGGS FOR HUMAN CONSUMPTION

4.—(1) No person shall sell or offer for sale eggs within Ontario except eggs graded, packed and marked in accordance with sections 5 to 33. O. Reg. 213/55, s. 1.

(2) Where eggs have been packed in a box, case or carton and marked with a grade, the eggs shall be deemed to be graded.

(3) Where eggs are stored on premises of a retailer, whether or not in view of the public, the eggs shall be deemed to be for sale. O. Reg. 177/55, s. 1.

(4) No person shall sell, offer for sale, ship or transport ungraded eggs from any place to any other place except,

(a) an egg-grading station; or

(b) a first receiver of eggs for the purpose of identifying the eggs of each producer and shipping or transporting them to an egg-grading station. O. Reg. 157/54, s. 4 (2).

## GRADES OF EGGS

5.—(1) Eggs of the domestic hen that do not comply with the standards prescribed in this section for Grade A, Grade B, Grade C or Cracks, and that,

(a) have a musty or foreign odour;

(b) have been in an incubator; or

(c) on candling show any defect such as black rot, blood clot, blood ring, bloody egg, red rot, spot rot, sour rot, stuck yolk or white rot,

shall be rejected, and eggs so rejected shall be known as Rejects.

(2) Subject to section 18, eggs other than Rejects, sold for human consumption within Ontario shall be graded under subsections 3, 4, 5 and 6 and section 7.

(3) Grade A eggs consist of eggs each of which,

(a) on candling shows,

(i) a round yolk that is reasonably centred,

(ii) an indistinct yolk-outline,

(iii) an air-cell not more than three-sixteenths of an inch in depth,

(iv) no floating air-cells, and

(v) no blood spot, meat spot or germ development, grass yolk or readily visible defect or abnormal condition;

(b) has a clean shell that,

(i) is not broken or thin,

(ii) is practically normal in shape and not definitely mis-shapen,

(iii) may have rough areas and ridges other than heavy ridges, and

(iv) has not more than three stain spots each of which covers an aggregate area of not more than one-eighth inch by one-sixteenth inch of the shell; and

(c) weighs when graded for the size in column 1 of the Table not less than the weight in column 2 but less than the weight, if any, in column 3 as follows:

TABLE

Item No.	Column 1	Column 2	Column 3
1	Grade A Extra Large Size	2¼ ounces	
2	Grade A Large Size	2 ounces	
3	Grade A Medium Size	1¾ ounces	2 ounces
4	Grade A Small Size	1½ ounces	1¾ ounces
5	Grade A Peewee Size		1½ ounces

(4) Grade B eggs consist of eggs that do not comply with the standards for Grade A but each of which,

(a) on candling,

(i) shows a round or moderately oblong yolk that floats freely within the shell,

(ii) may show a visible yolk-outline,

(iii) shows an air-cell not more than three-eighths of an inch in depth,

(iv) may show floating air cells,

(v) may show definite spots or areas on the surface of the yolk,

(vi) does not show germ development other than a slight indication thereof, and

(vii) does not show blood spots, meat spots or a grass yolk;

(b) has a shell that,

(i) is not broken and has no pronounced thin spots,

(ii) may have rough areas and definite ridges, and

(iii) may have reasonably prominent stains or spots that do not seriously detract from the appearance of the egg; and

(c) weighs not less than 1¾ ounces.

(5) Grade C eggs consist of eggs that do not comply with the standards for Grade A or Grade B but each of which,

(a) on candling,

(i) shows a yolk that may be definitely oblong in shape,

(ii) shows that the yolk does not adhere to the shell membrane and the yolk membrane is unbroken,

(iii) may show a distinctly visible yolk-outline,

(iv) may show an air-cell of any size and floating air-cells,

(v) may show definitely pronounced germ spots, and

(vi) may show blood spots, meat spots and a moderate grass yolk; and



- (b) has a shell that,
  - (i) is not broken,
  - (ii) may be irregular in construction, and
  - (iii) may be dirty or stained.
- (6) Cracks consist of eggs that have shells with one or more breaks or cracks but that otherwise comply with the standards for Grade A, Grade B or Grade C. O. Reg. 157/54, s. 5.

LICENCES

- 6.—(1) No person shall operate an egg-grading station without a licence therefor from the Commissioner.
- (2) An application for a licence for the operation of an egg-grading station shall be in Form 1.
- (3) A licence for the operation of an egg-grading station shall be in Form 2.
- (4) The fee for a licence is \$1 and shall be forwarded with the application for the licence. O. Reg. 157/54, s. 6 (1-4).
- (5) A licence is not transferable and remains in force until suspended or revoked by the Commissioner or until the licensee ceases to operate the egg-grading station. O. Reg. 177/55, s. 2.
- 7.—(1) A producer who complies with subsections 6 and 7 may obtain a licence as a producer of Grade A1 eggs from the Commissioner.
- (2) An application for a licence as a producer of Grade A1 eggs shall be in Form 3.
- (3) A licence as a producer of Grade A1 eggs shall be in Form 4.
- (4) A licence shall be issued without charge.
- (5) A licence is not transferable and remains in force until suspended or revoked by the Commissioner for any violation of the terms and conditions under which the licence was issued.
- (6) The conditions under which a licence as a producer of Grade A1 eggs is issued are,
- (a) that the poultry houses and yards of the producer are clean and sanitary and the yards fenced;
  - (b) that no male birds are in the pens in which hens are kept at any time except the breeding season;
  - (c) that the hens are fed only grain feeds with supplementary feeds in the mash;
  - (d) that the producer has adequate facilities for cooling eggs; and
  - (e) that the producer markets the eggs,
    - (i) in sealed cartons only, or
    - (ii) through a co-operative association or a marketing group composed entirely of producers and which is the holder of a licence to operate an egg-grading station.
- (7) A licensed producer of Grade A1 eggs may grade his eggs and where the eggs comply with the standards in subsection 8 may mark the cartons with the grade designation "Grade A1".

GRADE A1 EGGS

- (8) Grade A1 eggs consist of eggs, each of which,
- (a) on candling shows,
    - (i) a small, round yolk that is well-centred,
    - (ii) an indistinct yolk shadow,
    - (iii) an air-cell not more than one-eighth of an inch in depth,
    - (iv) no floating air-cells,
    - (v) no mottled or grass yolk, and
    - (vi) no blood spot, meat spot, visible germ spot or readily visible defect or abnormal condition;
  - (b) has a clean shell that is not broken and is normal in shape; and
  - (c) weighs, when graded for the size in column 1 of the Table not less than the weight in column 2 but less than the weight, if any, in column 3 as follows:

TABLE

Item No.	Column 1	Column 2	Column 3
1	Grade A1 Extra Large Size	2¼ ounces	
2	Grade A1 Large Size	2 ounces	
3	Grade A1 Medium Size	1¾ ounces	2 ounces
4	Grade A1 Small Size	1½ ounces	1¾ ounces

O. Reg. 157/54, s. 7.

- 8.—(1) No person shall sell or offer for sale Rejects without a licence from the Commissioner to sell Rejects.
- (2) An application for a licence to sell Rejects shall be in Form 5.
- (3) A licence to sell Rejects shall be in Form 6.
- (4) A licence to sell Rejects,
  - (a) shall be issued without charge;
  - (b) is not transferable; and
  - (c) remains in force until suspended or revoked by the Commissioner for any contravention of the Act or this Regulation.
- (5) The conditions under which a licence to sell Rejects is issued are,
- (a) that the holder of the licence make a record with respect to the sale of all Rejects showing,
    - (i) the name and address of each purchaser of each lot of Rejects sold,
    - (ii) the quantity of eggs in each lot, and
    - (iii) the date of selling,
- and retain the record for not less than ninety days from the making thereof; and

- (b) that the holder of the licence mark all containers in which he ships or transports Rejects on both ends with the word "Rejects" in letters at least three-quarters of an inch high. O. Reg. 177/55, s. 3.

9.—(1) No person shall purchase or otherwise obtain Rejects in any quantities amounting to more than fifteen dozen eggs in any calendar month without a licence to purchase Rejects, from the Commissioner.

(2) An application for a licence to purchase Rejects shall be in Form 7.

(3) A licence to purchase Rejects shall be in Form 8.

(4) A licence to purchase Rejects,

- (a) shall be issued without charge;
- (b) is not transferable; and
- (c) remains in force until suspended or revoked by the Commissioner for any contravention of the Act or this Regulation.

(5) The condition under which a licence to purchase Rejects is issued is that the holder of the licence furnish to the Commissioner a statement showing,

- (a) the quantities of all Rejects purchased or otherwise obtained during each calendar month;
- (b) the name and address of the person from whom the Rejects were purchased or otherwise obtained, and the date of purchasing or otherwise obtaining the Rejects; and
- (c) the purpose for which the Rejects were purchased or otherwise obtained,

not later than the 15th day of the month next following. O. Reg. 177/55, s. 3.

10. No person shall purchase, sell, offer for sale, ship or transport Rejects for use as food or in the preparation of food for human consumption. O. Reg. 177/55, s. 3.

#### CONDITIONS OF GRADING, PACKING AND MARKING

11.—(1) No person other than a producer shall operate premises where eggs for human consumption within Ontario are graded, packed and marked, except premises constructed, maintained and operated in compliance with the following conditions:

- Any room in which eggs are graded shall be constructed so that light from outside the room can be excluded during candling operations.
- Any room in which eggs are graded shall be separate from rooms used for the receiving of eggs and for the holding of eggs after grading.
- The part of the premises used for grading, packing and marking of eggs shall be separate from the part of the premises used for operations other than those for the grading, packing and marking of eggs.
- Where an inside entrance to that part of premises used for grading, packing and marking eggs is provided, the premises shall be provided with a convenient public entrance to the premises.
- Any room used for,
  - receiving eggs,

(ii) grading, packing and marking eggs, or

(iii) holding eggs after grading,

shall have no door or opening or passageway leading to a warehouse or storage place for furs or hides or other products that may affect the proper handling of eggs, or to premises of a retail-store business.

- The size and arrangement of the premises and of the room in which grading, packing and marking eggs is done shall be adequate for the work to be done.
- The grading room shall be equipped with proper equipment and appliances for candling and weighing and, unless an egg-weighing machine is used, a weighing-scale shall be provided for each grader.
- A grading bench and a shelf shall be provided in the grading room and shall be arranged in relation to any equipment for candling and weighing so as to provide for efficient handling of eggs.
- A temperature-control system shall be provided and maintained so that the temperature of premises is at no time higher than 67° F.
- The grading room and the room for holding eggs after grading shall be equipped with,
  - a reliable thermometer for temperature readings, and
  - a wet-bulb and dry-bulb hygrometer for humidity readings.
- Premises shall be clean, in a sanitary condition and free from odours.
- The grading of eggs shall be done by, or under the supervision of, graders capable of grading eggs accurately. O. Reg. 157/54, s. 9 (1); O. Reg. 177/55, s. 4 (1, 2).

(2) Where premises have been inspected and found to comply with subsection 1, the person operating the premises may apply to the Commissioner for a licence to operate the premises as an egg-grading station.

(3) No person other than the person to whom a licence is issued shall use the number of the licence on any box, case or carton. O. Reg. 157/54, s. 9 (2, 3).

(4) The operator of an egg-grading station shall place his licence number on every box and case of eggs graded and packed at his egg-grading station.

(5) Where the operator of an egg-grading station packs eggs in cartons and the cartons have not marked thereon the name or the brand name of a retailer and his address, he shall place his licence number on each carton. O. Reg. 177/55, s. 5.

12.—(1) No person shall pack Grade A eggs in boxes or cases except,

- (a) new boxes or cases with new fillers, flats and pads; or
- (b) clean boxes or cases of sound construction with fillers, flats and pads that are as clean and sound as when new.

(2) Grade B eggs and Grade C eggs may be packed in used boxes or cases that are clean and without damage with used fillers, flats and pads that are clean, in good condition, complete and without broken parts.

(3) Grade A eggs, Grade B eggs or Grade C eggs shall not be packed in a used box or case unless all markings in respect of former use have been completely removed, except where the markings for the eggs to be packed are the same as the markings on the used box or case. O. Reg. 177/55, s. 6.

(4) Every container used for the packing of eggs under this Regulation shall be constructed of the materials and shall be of the dimensions and capacities specified in Schedule 1.

(5) In the packing of boxes and cases,

(a) excelsior pads; or

(b) moulded flats or trays,

shall be placed below the first filler and on top of the last filler in each box or case. O. Reg. 157/54, s. 10 (4, 5).

#### GRADE MARKS

13. Each grade into which eggs have been graded shall have one grade mark, which shall be one of the following:

1. Grade A Extra Large Size.
2. Grade A Large Size.
3. Grade A Medium Size.
4. Grade A Small Size.
5. Grade A Peewee Size.
6. Grade A1 Extra Large Size.
7. Grade A1 Large Size.
8. Grade A1 Medium Size.
9. Grade A1 Small Size.
10. Grade B.
11. Grade C.
12. Cracks. O. Reg. 157/54, s. 11.

14.—(1) The grade mark on each box or case of eggs that is packed shall appear on at least one side of each box and at least one end of each case, and shall be printed on a tag, printed on a label or printed, stamped or stencilled on the box or case.

(2) All letters and figures in grade marks required by subsection 1 shall be not less than three-quarters of an inch high with stems not less than one-eighth of an inch thick.

(3) When paperboard boxes or cases are used in packing eggs, the word "eggs" in letters at least one inch high shall appear on the same side or end as the grade mark.

(4) When boxes or cases are wrapped in paper, the grade marks and the licence number of the operator shall appear on the paper wrapper and on the box or case.

(5) Every tag and label shall be securely affixed to the box or case, by,

(a) adhesive material; or

(b) two tacks or two staples, one near each end of the tag or label. O. Reg. 157/54, s. 12.

15.—(1) Every tag shall be at least three inches high and five inches long.

(2) All lettering on tags shall be in black.

(3) For eggs marked with the grade shown in column 1 of the Table the colour of the tag used for marking shall be that set opposite thereto in column 2, as follows:

TABLE

Item No.	Column 1	Column 2
1	Grade A Extra Large Size	red
2	Grade A1 Extra Large Size	red
3	Grade A Large Size	red
4	Grade A1 Large Size	red
5	Grade A Medium Size	green
6	Grade A1 Medium Size	green
7	Grade A Small Size	white
8	Grade A1 Small Size	white
9	Grade A Peewee Size	white
10	Grade B	blue
11	Grade C	yellow
12	Cracks	yellow

O. Reg. 157/54, s. 13.

16.—(1) The grade mark on each carton of eggs that is packed shall,

(a) be printed or stamped on the top of the carton, but where a carton constructed to contain twelve eggs is capable of being separated into two parts so that each part becomes a carton to contain six eggs, the grade mark shall be printed or stamped,

(i) on the top of each part, or

(ii) on the top of one part and on the side of the other part; and

(b) not be obscured by other wording or design on the carton.

(2) The grade marks of eggs offered for sale or sold by a retailer in open containers shall appear printed or stamped on a card firmly placed immediately above or in front of the eggs and in clear view of consumers.

(3) All letters and figures in grade marks referred to in subsections 1 and 2 shall be not less than one-half inch high with stems not less than one-eighth inch thick.

(4) No box or case may be marked with more than one grade mark unless the eggs are packed in cartons in the box or case.

(5) When cartons are packed in boxes or cases the grade marks shall appear on the cartons and on the boxes or cases.

(6) No box, case or carton and no label or tag attached to a box, case or carton shall have marked thereon any mark or words indicating or suggesting that the eggs contained in the box, case or carton are of higher quality than that of eggs of the grade shown on the grade mark. O. Reg. 157/54, s. 14.

17.—(1) No retailer shall sell or offer for sale eggs in a carton that has not printed or stamped thereon,

(a) the licence number of the egg-grading station at which the eggs were placed in the carton;

(b) the name or brand name of the retailer and his address; or

(c) the name and address of the producer.



(2) All letters and figures in marks under subsection 1 shall be not less than one-eighth inch high. O. Reg. 177/55, s. 7.

#### GRADE TOLERANCES

18. For variations incidental to the grading, packing and handling of eggs, a tolerance shall be allowed at the rate of not more than,

- (a) eight eggs in each fifteen dozen eggs at the egg-grading station where the eggs were packed;
- (b) eight eggs in each fifteen dozen eggs at any place where eggs are received from egg-grading stations for the purpose of inspection thereof; and
- (c) twelve eggs in each pack of fifteen dozen eggs at any place other than places mentioned in clauses *a* and *b* but, in the count of eggs that do not comply with the standards for the grade shown on the grade mark, the following shall not be included:

- 1. Four eggs having shell soiling greater than allowed in standards for the grade, or weighing less than required in standards for the grade, where the eggs comply with the standards for the next lower grade.
- 2. Six eggs having cracked shells when in the possession of any person after delivery from the shipper thereof. O. Reg. 157/54, s. 15.

#### MARKING

19.—(1) Subject to subsection 2, no person shall sell or offer for sale or display for sale eggs that do not comply with the grade marked on the container thereof. O. Reg. 157/54, s. 16 (1).

(2) Where grade defects of the eggs are found in respect of,

- (a) conditions found upon candling of the eggs, or cracks in the shells of the eggs, within thirty-six hours; or
- (b) the shells of the eggs other than cracks in the shells, or the weight of the eggs, within seven days,

of the time of delivery to the person in possession, the person selling the eggs shall be deemed to be the person mentioned in subsection 1. O. Reg. 157/54, s. 16 (2); O. Reg. 164/58, s. 1.

20.—(1) The figures in the licence number of the operator of an egg-grading station on each box and case of eggs packed at the egg-grading station shall be not less than one-quarter of an inch high.

(2) The licence number shall appear,

- (a) below the grade mark on every label or tag, if any, affixed to the box or case; or
- (b) below the grade mark printed, stamped or stenciled on the box or case.

(3) The licence number appearing on a box or case when packed shall remain on the box or case until the eggs are removed.

(4) When for any reason eggs are removed from a box or case, the licence number shall be removed or erased from the box, case, label or tag, as the case may be. O. Reg. 157/54, s. 17.

21.—(1) Subject to subsections 2 and 3, no wholesaler of eggs shall store, transport, deliver or ship eggs other than graded eggs in containers that are marked in accordance with this Regulation and that bear the licence number of the operator or the egg-grading station in which the eggs were graded and packed.

(2) When a wholesaler is a producer and is not the operator of an egg-grading station, the containers of all eggs shall bear the name and address of the producer printed with letters not less than three-quarters of an inch high with stems not less than one-eighth of an inch thick instead of a licence number, but otherwise subsection 1 applies.

(3) Where a wholesaler of eggs is the operator of an egg-grading station, he may store at or transport to his egg-grading station ungraded eggs for the purpose of grading, packing and marking the eggs at his egg-grading station. O. Reg. 157/54, s. 18.

22. No wholesaler, other than the operator of an egg-grading station or a producer, shall transport, deliver or ship eggs to or from premises in which grading is carried on and that do not comply with section 11. O. Reg. 157/54, s. 19.

23. No retailer shall store on his premises eggs that do not comply with this Regulation. O. Reg. 157/54, s. 20.

#### ADVERTISING

24.—(1) No person shall advertise eggs for sale unless the advertisement contains a statement in a prominent position therein setting out the grade of the eggs advertised.

(2) No person shall, in any advertisement offering eggs for sale,

- (a) make any untrue, deceptive or misleading statement or implication; or
- (b) use words or phrases that are misleading to a purchaser,

in respect of the quality or weight of the eggs.

(3) No person shall, in any advertisement offering eggs for sale, state or use words or phrases implying,

- (a) that the eggs of a grade advertised are superior in condition or quality to eggs of the grade under this Regulation;
- (b) that Grade B eggs, Grade C eggs or eggs that have been in cold storage are fresh; or
- (c) that eggs other than those graded as Grade A1 are "New Laid". O. Reg. 157/54, s. 21.

#### UNGRADED EGGS

25. No person shall ship or transport ungraded eggs in containers unless each container has marked on at least one end thereof the words "ungraded eggs—for shipment only" in block letters not less than three-quarters of an inch high. O. Reg. 157/54, s. 22.

26.—(1) Eggs that have been in storage may be shipped or transported to an egg-grading station without grading or inspection.

(2) No person shall ship or transport eggs that have been in storage unless each container bears the words "ungraded out of storage" in letters not less than one-quarter of an inch high, stamped or stencilled,

- (a) over the grade mark, if any; or
- (b) if no grade mark shows, on the ends of the container. O. Reg. 157/54, s. 23.



## RECORDS

27.—(1) The operator shall maintain and is responsible for complete records showing,

- (a) the number of eggs in each producer's lot delivered to his egg-grading station; and
- (b) the grades of all eggs in each producer's lot. O. Reg. 157/54, s. 24 (1).

(2) The operator shall require each grader employed by him to make a bench report in Form 9 of all eggs of each producer graded by the grader at the egg-grading station. O. Reg. 157/54, s. 24 (2, 3).

(3) The operator shall retain one copy of each bench report at the egg-grading station for a period of ninety days from the making thereof. O. Reg. 157/54, s. 24 (4).

## EGGS OF PRODUCERS IDENTIFIED

28. Every first receiver of eggs who ships or delivers ungraded eggs to an egg-grading station shall clearly identify the eggs from each producer in the shipment by,

- (a) packing them in separate containers;
- (b) placing each producer's eggs in a separate end of a case or in separate fillers; or
- (c) packing and identifying them in some other satisfactory manner. O. Reg. 157/54, s. 25.

## GRADING CERTIFICATES

29.—(1) The operator of an egg-grading station shall furnish to the person who shipped the ungraded eggs to the egg-grading station not later than seven days after the date of receipt of the eggs,

- (a) where the shipper is the producer, one copy of the grading certificate; and
- (b) where the shipper is a first receiver of eggs, two copies of the grading certificate. O. Reg. 157/54, s. 26 (1), *revised*.

(2) Where the ungraded eggs in a shipment under clause *b* of subsection 1 were produced by more than one producer and the eggs of each producer were identified, the operator shall furnish to the first receiver of eggs two copies of the grading certificate in Form 10 in respect of each producer. O. Reg. 157/54, s. 26 (2, 3).

(3) Every first receiver of eggs shall retain for a period of ninety days one copy of each grading certificate received from an egg-grading station.

(4) Where a shipper was a first receiver of eggs, he shall send one copy of the grading certificate in respect of each producer's lot to the producer. O. Reg. 157/54, s. 26 (4, 5).

(5) Every operator shall retain at his egg-grading station one copy of each grading certificate for a period of ninety days. O. Reg. 177/55, s. 8.

30. The first receiver of eggs shall, not later than fourteen days after the date of receipt of the eggs, furnish to the producer,

- (a) the grading certificate for the eggs; and
- (b) a statement showing,
  - (i) the name and address of the first receiver of eggs,
  - (ii) the date of the statement,

- (iii) name and address of the producer,
- (iv) the number of dozens of eggs received,
- (v) the date of receipt of the eggs,
- (vi) the amount, and the rate for each dozen, paid in any advance payment,
- (vii) the manner of making advance payment, whether in cash, in merchandise or on account,
- (viii) the number of eggs graded into each grade, and
- (ix) the price to be paid for each grade. O. Reg. 157/54, s. 29.

## PAYMENT FOR EGGS

31.—(1) Ungraded eggs bought or received on consignment by the operator of an egg-grading station shall be deemed to have been bought on the basis of the grades shown on the grading certificate.

(2) No operator shall pay for ungraded eggs bought or received on consignment by him on any basis other than on the basis of the grades shown on the grading certificate.

(3) Where there is no price differential between the prices paid for eggs of more than one grade, the eggs shall be deemed to have been bought on a basis other than a grade basis. O. Reg. 157/54, s. 27.

32. No person other than the operator of an egg-grading station shall buy or receive ungraded eggs from a first receiver of eggs. O. Reg. 157/54, s. 28.

33.—(1) Where the first receiver of eggs or the operator of an egg-grading station makes a payment on account to the producer at the time the first receiver of eggs or the operator receives the eggs, the amount of the payment shall not exceed 80 per cent of the total value of the eggs computed at the price for Grade B eggs. O. Reg. 157/54, s. 30 (1).

(2) The first receiver of eggs or the operator, as the case may be, shall,

- (a) where a payment on account has not been made, make payment for the eggs; and
- (b) where a payment on account has been made, make final settlement for the eggs,

not later than fourteen days after the date of receipt of the eggs. O. Reg. 177/55, s. 9.

(3) The payment, or the final settlement, as the case may be, shall accompany the grading certificate and the statement to the producer under section 30. O. Reg. 157/54, s. 30 (3).

## EGGS FOR PROCESSING

34. No eggs other than eggs graded as Grade A, Grade B, Grade C or Cracks under subsections 3, 4, 5 and 6 of section 5 may be broken at an egg-breaking plant. O. Reg. 157/54, s. 31.

35. No person shall store, purchase, sell, offer for sale, ship or transport frozen egg for human consumption within Ontario except frozen egg graded, packed and marked in accordance with sections 36 to 46. O. Reg. 177/55, s. 10.

**36. The grades for frozen eggs are,**

**(a) Grade A Frozen Egg, consisting of frozen egg that,**

- (i) shows no evidence of mould or foreign odour,
- (ii) is free from foreign matter and shell,
- (iii) is well emulsified,
- (iv) has a smooth texture,
- (v) on analysis shows a total viable bacterial count of not more than 2,500,000 a gram,
- (vi) in the case of frozen egg-whites, produces a foam volume of 800 cubic centimetres from 127 grams of frozen egg-whites when subjected to a whipping test, and
- (vii) when tested by the vacuum-oven method, has egg solids for the product in column 1 of the Table not less than the percentage of egg solids in column 2 as follows:

TABLE

Item No.	Column 1	Column 2
1	frozen whole egg	25.8 per cent
2	frozen egg-yolk	43 per cent
3	frozen egg-whites	11.5 per cent

**(b) Grade B Frozen Egg, consisting of frozen egg that does not comply with the standards for Grade A Frozen Egg and that,**

- (i) shows no evidence of mould or objectionable odour,
- (ii) is free from foreign matter and contains not more than one-half of 1 per cent by weight of shell,
- (iii) on analysis shows a total viable bacterial count of not more than 50,000,000 a gram, and
- (iv) when tested by the vacuum-oven method, has egg solids for the product in column 1 of the Table not less than the percentage of egg solids in column 2 as follows:

TABLE

Item No.	Column 1	Column 2
1	frozen whole egg	24.5 per cent
2	frozen egg-yolk	40 per cent
3	frozen egg-whites	10.5 per cent

**(c) Grade C Frozen Egg, consisting of frozen egg that does not comply with the standards for Grade A Frozen Egg or Grade B Frozen Egg, and that,**

- (i) shows no evidence of mould or objectionable odour, and
- (ii) on analysis shows a total viable bacterial count of not more than 50,000,000 a gram. O. Reg. 157/54, s.33; O. Reg. 177/55, s. 11.

**37. Where ingredients have been added to frozen whole egg, frozen egg-yolk or frozen egg-whites before freezing, the products resulting from the addition of the ingredients shall comply with section 36, except that the minimum percentage of egg solids in column 2 of the Table in clause a, or column 2 of the Table in clause b, as the case may be, may be decreased in the proportion that the ingredients bear to the products resulting from the addition of the ingredients. O. Reg. 157/54, s. 34.**

**38. Where frozen egg does not comply with section 36 or 37, the container of the frozen egg shall be marked on the side and on the lid with the words "not for human consumption" in letters not less than 1½ inches high and printed with indelible ink. O. Reg. 157/54, s. 35.**

LICENCE TO OPERATE AN EGG-BREAKING PLANT

**39.—(1) No person shall operate an egg-breaking plant without a licence therefor from the Commissioner.**

**(2) An application for a licence for the operation of an egg-breaking plant shall be in Form 11.**

**(3) A licence for the operation of an egg-breaking plant shall be in Form 12.**

**(4) The fee for a licence is \$1 and shall be forwarded with the application for the licence. O. Reg. 157/54, s. 36 (1-4).**

**(5) A licence is not transferable and remains in force until suspended or revoked by the Commissioner or until the licensee ceases to operate the egg-breaking plant. O. Reg. 177/55, s. 12.**

GRADING, PACKING AND MARKING

**40.—(1) No person shall operate premises where eggs are broken and processed into frozen egg for human consumption within Ontario, except premises constructed, maintained and operated in compliance with the following conditions:**

1. Any room in which eggs are broken shall have a smooth floor impervious to liquid and smooth, washable walls and ceilings.
2. Any room in which eggs are broken shall be used only for the purpose of breaking eggs during the season when egg-breaking is in operation, and the room shall be separated by partitions from rooms used for any purpose other than egg-breaking.
3. All windows and doors giving direct access to any room in which eggs are broken shall be provided with screens and all doors shall be equipped with automatic self-closing devices.
4. Every table shall have a smooth top of monel metal or stainless steel and shall be constructed so that it may be thoroughly cleaned.
5. The size and arrangement of the premises and of any room in which eggs are broken, graded, packed and marked shall be adequate for the operations required.
6. Toilet facilities shall be so located that no opening from the room in which the toilet facilities are located opens directly into any room in which eggs are broken.

7. Every room in which toilet facilities are located shall be provided with adourless soap and paper towels.
8. Any room in which eggs are broken shall be equipped with one or more tanks having compartments for the washing, rinsing and sterilizing of utensils used in egg-breaking operations.
9. Proper sanitary equipment shall be provided for,
  - (a) draining all utensils after washing, rinsing and sterilizing them; and
  - (b) holding, without nesting, all trays, knives and cups used in egg-breaking operations, and all pails that may be used to contain broken eggs.
10. Any overhead conveyors of eggs shall be installed so as to avoid contamination of eggs after breaking them.
11. Filters or centrifugal clarifiers shall be provided through which all broken eggs shall pass for removal of shell and foreign matter.
12. All metal equipment and utensils, including cups and pails, that may come into contact with broken eggs shall be free from rough soldering, rust spots, dents, open seams or other defects that prevent or hinder thorough cleansing.
13. Proper containers shall be provided for the disposal of Rejects.
14. Premises shall be clean, in a sanitary condition and free from odours and shall be adequately ventilated for removal of objectionable odours.
15. All utensils and equipment used in egg-breaking operations or that may come into contact with broken eggs shall be washed by brushing in a detergent solution that is capable of removing any part of a broken egg, rinsed in clear water and immersed for not less than one minute in a sterilizing solution composed of hypochlorite and water in the proportions of one part of hypochlorite to 10,000 parts of water or in a sterilizing solution having equivalent sterilizing effect.
16. Paper hand-towels only shall be provided for every person engaged in breaking eggs at the egg-breaking table.
17. Clean, sterilized egg-breaking utensils shall be provided for every person engaged in breaking eggs at the commencement of egg-breaking operations and after each recess therefrom, and after a Reject is broken.
18. Each container of eggs that does not comply with the provisions of this section shall be removed from the room in which eggs are broken within two hours after it is brought into the room.
19. Containers with smooth metal surfaces shall be provided for egg shells and shall be cleaned and disinfected at least once each day.
20. Shells shall be disposed of frequently so that no offensive odours result in the room in which eggs are broken.
21. Containers of broken eggs shall not be permitted to stand on the floor of a room in which eggs are broken.
22. All persons employed in a room in which eggs are broken shall be required to wash their hands thoroughly before entering the room and immediately after breaking a Reject.
23. No person known to be infected with a communicable disease listed in Table 1 of Regulation 505 of Revised Regulations of Ontario, 1960 shall be permitted to enter for any purpose a room in which eggs are broken or to be in contact with eggs.
24. Any room in which freezing of eggs is done shall be clean, in a sanitary condition and free from objectionable odours.
  - (2) Where premises have been inspected and found to comply with subsection 1, the person operating the premises may apply to the Commissioner for a licence to operate the premises as an egg-breaking plant.
  - (3) No person other than the person to whom a licence is issued shall use the number of the licence on any container of frozen egg.
  - (4) The operator of an egg-breaking plant shall place his licence number on every container of frozen egg graded and packed at his egg-breaking plant. O. Reg. 157/54, s. 37.
41. No person shall pack frozen egg in any container other than a new, clean container of metal or of paperboard. O. Reg. 157/54, s. 38.

## MARKING

42.—(1) In sections 44 and 45, "lot", when used in respect of frozen egg, means the amount of frozen egg produced during a day at an egg-breaking plant.

(2) In section 44, "approved", when used in respect of the amount of ingredients added to frozen egg, means approved under regulations made under the *Food and Drugs Act* (Canada). O. Reg. 157/54, s. 39.

43. Each operator of an egg-breaking plant shall identify each lot of frozen egg by numbers or letters, or both, to show the day, month and year during which the lot was produced. O. Reg. 157/54, s. 40.

44.—(1) Marks on containers of frozen egg shall consist of,

- (a) the words "Canadian Frozen Whole Egg", "Canadian Frozen Egg-Yolk" or "Canadian Frozen Egg-Whites", as the case may be, on the lid or on the side of the container;
- (b) when other ingredients are added to frozen egg,
  - (i) the words "with approved percentage of added" appearing immediately after the words specified in clause a, and
  - (ii) the names of the ingredients appearing after the word "added";
- (c) the word "Grade", followed by the letter of the grade, in one line and in letters of the same size and not less than three-quarters of an inch high, on the side of the container;
- (d) the licence number of the processor; and
- (e) the words "Lot No." followed by the number or letters, or both, to show the day, month and year during which the lot was produced, to be in letters of the same size and to be in one line.

(2) Marks on containers of frozen egg shall appear prominently on the container and, if one or more



containers are packed in a master container, the marks prescribed in subsection 1 shall appear on both the container and the master container.

(3) The name or brand name under which frozen egg is sold may appear anywhere on the container but no wording shall separate the wording prescribed in clause *a* from the wording in clause *b* of subsection 1, and the name or brand name shall not be of such a size or arrangement as to obscure the marks prescribed in subsection 1.

(4) Any person may state in figures on a container of frozen egg a guaranteed minimum solids-content by the figures shall not be for an amount less than the minimum amount for the grade under section 36. O. Reg. 157/54, s. 41.

#### SAMPLING AND INSPECTION

45.—(1) At the time of freezing each lot of frozen egg, or at any time while it is in storage, an inspector shall select and mark at least 1 per cent of the containers of each day's production in each egg-breaking plant.

(2) The processor shall store the containers selected and marked by the inspector under subsection 1 so that the inspector may have ready access to them for the purpose of taking samples.

(3) No later than one month after the date that a lot of frozen egg is placed in storage, and by arrangement with the processor, the inspector shall draw from the lot stored for analysis cores from not more than ten containers, for the purposes of making one composite analytical sample.

(4) The inspector shall make at least two composite analytical samples from the lots of frozen egg produced in each week.

(5) The sample or samples taken from each lot of frozen egg shall be frozen and shall be stored in the same room as the remainder of the containers in the lot.

(6) The inspector shall test for solids-content of both samples made from each lot of frozen egg under subsection 4 by means of a refractometer and, where any test shows the solids-content to be below the grade marked on the container, the processor may request the inspector to have the sample analysed for solids-content by the vacuum-oven method at a laboratory at the expense of the processor.

(7) Where any composite sample representing more than one lot of frozen egg falls below the grade under which the product was packed, the inspector shall, at the request of the processor, re-sample each lot for the purpose of making another analysis.

(8) The inspector shall report to the Commissioner the results of tests made under subsection 6 and shall inform the processor of the lot numbers of the containers of frozen egg that have been marked with the grade found on analysis.

(9) Every processor shall, not later than Tuesday in each week, furnish to the Commissioner for the week ending with the Saturday preceding a statement showing,

- (a) the number of containers in each lot of frozen egg during the week and the number of each lot;
- (b) the total number of pounds of frozen whole egg, frozen egg-yolk and frozen egg-whites, produced during the week; and
- (c) the total number of cases of each grade of eggs broken during the week. O. Reg. 157/54, s. 42.

46. No person shall sell, offer or display for sale, ship or transport frozen egg for human consumption if the frozen egg is below the standard for Grade C Frozen Egg or produced from Rejects. O. Reg. 157/54, s. 43, *revised*.

#### DETENTION

47. Where an inspector detains any eggs or frozen egg that does not comply with the Act and this Regulation, he shall attach to one box, case or carton in each lot of eggs, or one container in each lot of frozen egg, under detention a numbered detention tag in Form 13 and no person shall sell, offer for sale, move or allow or cause to be moved the eggs or boxes, cases or cartons of eggs, or containers of frozen egg, as the case may be, in the lot or remove the detention tag without the written authority of an inspector or of the Commissioner. O. Reg. 157/54, s. 44 (1, 2).

48. Immediately after placing any eggs or frozen egg under detention, the inspector shall deliver or mail,

- (a) to the owner or his agent, a notice of detention in Form 14; and
- (b) when the eggs or frozen egg are in premises other than those of the owner, to the person in possession of the eggs or frozen egg a copy of the notice of detention in Form 14. O. Reg. 157/54, s. 45 (1, 2).

49. When an inspector is satisfied that any eggs or frozen egg under detention comply with the Act and this Regulation, he may release the eggs or frozen egg from detention by,

- (a) removing the detention tag; and
- (b) issuing a notice of release from detention in Form 15 and delivering or mailing it to the owner or his agent with a copy thereof to the person in possession of the premises, if other than the owner. O. Reg. 157/54, s. 46.

#### SUSPENSION OR CANCELLATION OF LICENCES

50.—(1) The Commissioner may, after a hearing, suspend or revoke a licence for any contravention of the Act or of this Regulation by the licensee.

(2) Before holding a hearing, the Commissioner shall send by registered mail to the licensee at his address shown on his application for the licence a notice,

- (a) giving the details of the alleged violation and the nature of the evidence in support thereof; and
- (b) appointing the date, time and place for the hearing.

(3) The Commissioner shall allow at least seven clear days between the date of sending the notice and the date for the hearing.

(4) If the licensee fails to attend the hearing on the date and at the time and place appointed, the hearing may proceed and a decision may be made in his absence.

(5) At the hearing, the licensee is entitled to hear the evidence against him, to cross-examine thereon, to call witnesses in his behalf and to present his argument.

(6) The licensee may be represented at the hearing by counsel or by an agent.

(7) Where the Commissioner decides to suspend the licence, the period of suspension shall not be longer than thirty days. O. Reg. 157/54, s. 47.



## GRADING CERTIFICATE

51. When an inspector inspects before shipment eggs or frozen egg and at the request of the shipper, the inspector may issue a grading certificate in Form 16. O. Reg. 157/54, s. 48.

## Schedule

## CONDITIONS OF PACKING EGGS

## MATERIALS

1. Wooden boxes and wooden cases shall be made of well-seasoned wood having not more than 15 per cent water content.

2.—(1) Wood used in making boxes and cases shall be,

(a) of merchantable grade spruce, or an equivalent grade of white pine, basswood, poplar, western hemlock or cottonwood;

(b) sound, live and bright; and

(c) without rot, bark or doze.

(2) When lumber is re-sawn for the purpose of obtaining pieces of wood to make boxes or cases, no piece of wood used shall have a knot with a diameter greater than one-third of the width of the piece.

(3) Paperboard boxes shall be made of corrugated paper capable of withstanding a resistance bursting-test of 175 pounds a square inch.

(4) Paperboard cases shall be made of corrugated paper capable of withstanding a resistance bursting-test of 200 pounds a square inch.

(5) Ends of boxes and cases and centre divisions of cases shall be made of lumber not less than one inch in thickness, dressed on two sides and re-sawn, two pieces to the inch.

(6) Sides, tops and bottoms of boxes and cases shall be made of lumber not less than one inch in thickness, dressed on two sides and re-sawn, three pieces to the inch.

3. Paperboard boxes and cases shall be made of corrugated paper capable of withstanding a resistance bursting-test of 200 pounds a square inch.

4. Fillers and flats shall be made of ground-wood or solid-pulp fibre of medium finish.

## DIMENSIONS

5.—(1) Inside dimensions of a box shall be: length 11 $\frac{5}{8}$ ", width 11 $\frac{5}{8}$ ", depth 12 $\frac{1}{2}$ ".

(2) Inside dimensions of a case shall be: length 24", width 11 $\frac{5}{8}$ ", depth 12 $\frac{1}{2}$ ".

6.—(1) Fillers shall be not less than .022" thick and 11 $\frac{1}{4}$ " square.

(2) Flats shall be not less than .025" thick and 11 $\frac{1}{4}$ " square.

(3) Openings in fillers used in cases for Grade A Extra Large Size eggs shall be not less than 2 $\frac{15}{32}$ " square and 1 $\frac{26}{32}$ " high.

## CONSTRUCTION OF WOODEN BOX AND CASE

7.—(1) Dimensions of an end of a wooden box or case shall be: height 12 $\frac{1}{2}$ ", width 11 $\frac{5}{8}$ ", thickness  $\frac{1}{16}$ ".

(2) An end shall be made of not more than three pieces of wood without openings between them, the

grain of the wood shall be vertical, and the outside shall be dressed.

(3) Each end shall have a horizontal cleat of wood dressed on the outside that extends across the full width of the end with dimensions: length 12", width 1 $\frac{3}{4}$ ", thickness  $\frac{3}{8}$ ".

8.—(1) Dimensions of the centre division of a case shall be: width 11 $\frac{5}{8}$ ", height 12 $\frac{1}{2}$ ", thickness  $\frac{1}{16}$ ".

(2) A centre division shall be made of not more than three pieces of wood,

(a) fitted together by means of tongue and groove; or

(b) fastened by means of corrugated fasteners,

and the grain of the wood shall be horizontal.

9.—(1) Dimensions of a side of a box shall be: length 12 $\frac{7}{8}$ ", thickness  $\frac{1}{4}$ ", width of each piece of wood when two pieces of wood are used, not less than 5 $\frac{7}{8}$ ", and when three pieces of wood are used, not less than 3 $\frac{7}{8}$ ".

(2) Dimensions of a side of a case shall be: length 24 $\frac{7}{8}$ ", thickness  $\frac{1}{4}$ ", width of each piece of wood when two pieces of wood are used, not less than 5 $\frac{7}{8}$ ", and when three pieces of wood are used, not less than 3 $\frac{7}{8}$ ".

10. Dimensions of tops and bottoms of a box shall be: length 12 $\frac{3}{8}$ ", thickness  $\frac{1}{4}$ ", width of each piece of wood, when one piece of wood is used, not less than 12", when two pieces of wood are used, not less than 5 $\frac{7}{8}$ ", and when three pieces of wood are used, not less than 3 $\frac{3}{8}$ ".

11.—(1) Dimensions of tops and bottoms of a case shall be: length 25 $\frac{5}{8}$ ", thickness  $\frac{1}{4}$ ", width of each piece of wood, when one piece of wood is used, not less than 12", when two pieces of wood are used, not less than 5 $\frac{7}{8}$ ", and when three pieces of wood are used, not less than 3 $\frac{7}{8}$ ".

(2) The top shall have a cleat at each end.

12.—(1) The sides and bottom of a case shall be nailed to the centre division and to the ends or the horizontal cleats with 1 $\frac{1}{4}$ " 15-gauge cement-coated box nails, with six nails used for each nailing edge.

(2) The top shall be nailed to the ends with 1 $\frac{1}{2}$ " 14-gauge uncoated nails,

(a) with six nails used; or

(b) in the case of units, with not less than three nails used,

for each nailing edge.

(3) Each horizontal cleat shall be nailed to an end with one-inch nails or staples, with not less than six nails or staples used in staggered locations and clinched.

13. Dimensions in sections 7 to 12 may be increased to such extent as is necessary to construct a box or a case having ends, sides, top or bottom of greater thickness than provided under those sections.

14. Dimensions in subsection 2 of section 5 and sections 7 to 12 may be increased to such extent as is necessary to construct a case of sufficient size to contain thirty dozen Grade A Extra Large Size eggs. O. Reg. 157/54, Sched. 1; O. Reg. 106/57, s. 1.

**Form 1***The Live Stock and Live Stock Products Act***EGGS****APPLICATION FOR LICENCE FOR  
OPERATION OF AN EGG-GRADING STATION**

To: The Live Stock Commissioner,  
Parliament Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

applies for a licence for the operation of an egg-grading station under *The Live Stock and Live Stock Products Act* and the regulations, and in support of this application the following facts are stated:

1. Business address of applicant .....
2. Name of egg-grading station .....
3. Location of egg-grading station .....
- .....  
(lot and concession, municipality, county)
4. Owner of egg-grading station .....
- .....  
(give name of person,  
partnership or corporation and, if partnership, give  
names of all partners)
5. The premises of the egg-grading station comply with  
the regulations.

.....  
(signature of applicant)

By: .....

(title of person signing if a  
partnership or corporation)

O. Reg. 157/54, Form 1.

**Form 2***The Live Stock and Live Stock Products Act***EGGS****LICENCE FOR OPERATION OF AN  
EGG-GRADING STATION**

Under *The Live Stock and Live Stock Products Act*  
and the regulations, and subject to the limitations  
thereof, this licence is issued

to: .....

(name)

.....  
(address)

for the operation of an egg-grading station

at: .....

(location)

This licence is not transferable.

This licence remains in force unless suspended or  
revoked by the Commissioner, or the holder hereof  
ceases to operate the egg-grading station.

Issued at Toronto the.....day of....., 19...

.....  
Live Stock Commissioner

O. Reg. 177/55, s. 13.

**Form 3***The Live Stock and Live Stock Products Act***EGGS****APPLICATION FOR LICENCE AS A  
PRODUCER OF GRADE A1 EGGS**

To: The Live Stock Commissioner,  
Parliament Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

applies for a licence as a producer of Grade A1 eggs  
under *The Live Stock and Live Stock Products Act* and  
the regulations, and in support of this application the  
following facts are stated:

1. Location of premises where eggs produced .....
- .....
2. Owner of premises .....
- .....  
(give name of person, partner-  
ship or corporation and, if partnership, give names  
of all partners)
3. Name under which business is carried on .....
- .....
4. The applicant has complied with the regulations.

Date: .....

(signature of applicant)

O. Reg. 157/54, Form 3.

**Form 4***The Live Stock and Live Stock Products Act***EGGS****LICENCE AS A PRODUCER OF  
GRADE A1 EGGS**

Under *The Live Stock and Live Stock Products Act*  
and the regulations, and subject to the limitations  
thereof, this licence is issued to

.....  
(name)

.....  
(address)

as a producer of Grade A1 eggs.

This licence remains in force unless suspended or  
revoked by the Commissioner for any violation of  
the terms and conditions under which the licence is  
issued.

Issued at Toronto.....day of....., 19..

.....  
Live Stock Commissioner

O. Reg. 157/54, Form 4.

**Form 5***The Live Stock and Live Stock Products Act***APPLICATION FOR  
LICENCE TO SELL REJECTS**

To: The Live Stock Commissioner,  
Parliament Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

applies for a licence to sell Rejects under *The Live Stock and Live Stock Products Act* and the regulations, and in support of this application the following facts are stated:

1. Location of premises of applicant.....

2. Owner of premises.....  
(give name of person,

partnership or corporation and, if partnership, give  
names of all partners).....

3. Name under which business is carried on.....

4. The applicant has complied with the regulations.

Date.....  
(signature of applicant)

O. Reg. 177/55, s. 3.

**Form 6***The Live Stock and Live Stock Products Act***LICENCE TO SELL REJECTS**

Under *The Live Stock and Live Stock Products Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

to sell Rejects.

This licence is not transferable.

This licence remains in force unless suspended or revoked by the Commissioner.

Issued at Toronto the.....day of....., 19..

.....  
Live Stock Commissioner

9.—(1) No person shall purchase or otherwise obtain Rejects in any quantities amounting to more than fifteen dozen eggs in any calendar month without a licence from the Commissioner, to purchase Rejects.

(2) An application for a licence to purchase Rejects shall be in Form 7.

(3) A licence to purchase Rejects shall be in Form 8.

(4) A licence to purchase Rejects,

(a) shall be issued without charge;

(b) is not transferable; and

(c) remains in force until suspended or revoked by the Commissioner for any contravention of the Act or this Regulation.

(5) The condition under which a licence to purchase Rejects is issued is that the holder of the licence furnish to the Commissioner a statement showing,

(a) the quantities of all Rejects purchased or otherwise obtained during each calendar month;

(b) the name and address of the person from whom the Rejects were purchased or otherwise obtained, and the date of purchasing or otherwise obtaining the Rejects; and

(c) the purpose for which the Rejects were purchased or otherwise obtained,

not later than the 15th day of the month next following. O. Reg. 177/55, s. 3.

**Form 7***The Live Stock and Live Stock Products Act***APPLICATION FOR  
LICENCE TO PURCHASE REJECTS**

To: The Live Stock Commissioner,  
Parliament Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

applies for a licence to purchase Rejects under *The Live Stock and Live Stock Products Act* and the regulations, and in support of this application the following facts are stated:

1. Location of premises of applicant.....

2. Owner of premises.....  
(give name of person,

partnership or corporation and, if partnership, give  
names of all partners).....

3. Name under which business is carried on.....

4. The applicant has complied with the regulations.

Date.....  
(signature of applicant)

O. Reg. 177/55, s. 3.

**Form 8***The Live Stock and Live Stock Products Act***LICENCE TO PURCHASE REJECTS**

Under *The Live Stock and Live Stock Products Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

to purchase Rejects.

This licence is not transferable.

This licence remains in force unless suspended or revoked by the Commissioner.

Issued at Toronto the.....day of....., 19..

.....  
Live Stock Commissioner

O. Reg. 177/55, s. 3.

Form 9

The Live Stock and Live Stock Products Act

EGGS

BENCH REPORT

First Receiver of Eggs.....

Name of Operator.....

Address.....

Address.....

Quantity Received.....

Licence No.....

Name	Total No. Dozens Rec'd	GRADE A Extra Large Size		GRADE A Large Size		GRADE A Medium Size		GRADE A Small Size		GRADE A Peewee	
		Bench Count	Pro- ducer's Count	Bench Count	Pro- ducer's Count	Bench Count	Pro- ducer's Count	Bench Count	Pro- ducer's Count	Bench Count	Pro- ducer's Count
No. of Eggs in case at start											
TOTALS											

Date Received at Egg-grading Station.....

Date Graded.....

Grader: No.....  
(give number or name)

GRADE B		GRADE C		CRACKS		REJECTS		BROKEN		TOTAL AMOUNT	Date of Settlement
Bench Count	Pro- ducer's Count	Bench Count	Pro- ducer's Count	Bench Count	Pro- ducer's Count	Bench Count	Pro- ducer's Count	Bench Count	Pro- ducer's Count		



Form 10

*The Live Stock and Live Stock Products Act*

GRADING CERTIFICATE  
OF EGGS GRADED AT EGG-GRADING  
STATION

1. Name and address of operator of egg-grading station  
.....
2. Licence No. ....
3. Date of grading. ....
4. Name and address of seller of eggs. ....  
.....
5. Date of delivery of eggs to egg-grading station. ....  
.....
6. Quantity of eggs delivered. ....
7. (a) amount paid on account (if any) to first receiver  
of eggs \$. ....  
(b) rate of payment per dozen of eggs. ....
8. Number of eggs graded into each grade and price  
to be paid per dozen for each grade:

	No. Dozen	Price Per Dozen
Grade A Extra Large Size		
Grade A Large Size		
Grade A Medium Size		
Grade A Small Size		
Grade A Peewee Size		
Grade B		
Grade C		
Cracks		
Rejects		
Total		

Date of payment. ....

Form 11

*The Live Stock and Live Stock Products Act*

EGGS

APPLICATION FOR LICENCE FOR  
OPERATION OF AN EGG-BREAKING PLANT

- To: The Live Stock Commissioner,  
Parliament Buildings,  
Toronto.  
  
.....  
(name of applicant)  
  
.....  
(address)
- applies for a licence for the operation of an egg-breaking  
plant under *The Live Stock and Live Stock Products Act*  
and the regulations, and in support of this application  
the following facts are stated:
1. Business address of applicant. ....
2. Name of egg-breaking plant. ....
3. Location of egg-breaking plant. ....
4. Owner of egg-breaking plant. ....  
(give name of person,  
.....  
partnership or corporation and, if partnership, give  
.....  
names of all partners)
5. The premises of the egg-breaking plant comply with  
the regulations.

.....  
(signature of applicant)  
  
By.....  
(title of person signing if a  
partnership or corporation)

O. Reg. 157/54, Form 9.

Form 12

*The Live Stock and Live Stock Products Act*

EGGS

LICENCE FOR OPERATION OF AN  
EGG-BREAKING PLANT

Under *The Live Stock and Live Stock Products Act*  
and the regulations, and subject to the limitations  
thereof, this licence is issued to

.....  
(name)  
  
.....  
(address)  
  
for the operation of an egg-breaking plant  
at.....  
(location)

This licence is not transferable.

This licence remains in force unless suspended or revoked by the Commissioner, or the holder ceases to operate the egg-breaking plant.

Issued at Toronto the.....day of....., 19..

Live Stock Commissioner

O. Reg. 177/55, s. 13.

Form 13

The Live Stock and Live Stock Products Act

EGGS

EGGS OR FROZEN EGG UNDER DETENTION

TAG NO. ....

Under The Live Stock and Live Stock Products Act and the regulations, I have placed under detention\*

- (a) the eggs in the lot of eggs included with the box, case or carton; or
- (b) frozen egg included with the container,

to which this tag is attached, described as follows:

Date ..... (signature of inspector)

\*Section 47 reads as follows:

47. Where an inspector detains any eggs or frozen egg that does not comply with the Act and this Regulation, he shall attach to one box, case or carton in each lot of eggs, or one container in each lot of frozen egg, under detention a numbered detention tag in Form 13 and no person shall sell, offer for sale, move or allow or cause to be moved the eggs or boxes, cases or cartons of eggs, or containers of frozen egg, as the case may be, in the lot or remove the detention tag without the written authority of an inspector or of the Commissioner.

O. Reg. 157/54, Form 11.

Form 14

The Live Stock and Live Stock Products Act

EGGS

NOTICE OF DETENTION

Place ..... Date .....

To ..... (name) ..... (address)

You are hereby notified that the lot of eggs or frozen egg described below has been placed under detention:

and that Tag No.....has been attached to one box, case or carton or container of the lot of eggs or frozen egg.

You are hereby authorized to move the eggs or frozen egg for correction to .....

Reason for detention

This notice of detention was .....

..... (state whether delivered or mailed)

and..... (state whether copy was delivered or

..... mailed to the person in possession)

..... (signature of inspector)

O. Reg. 157/54, Form 12.

Form 15

The Live Stock and Live Stock Products Act

EGGS

NOTICE OF RELEASE FROM DETENTION

Place..... Date.....

To..... Address.....

You are hereby notified that the lot of eggs or frozen egg placed under detention at..... (place of detention)

on.....to one box, carton or case (date of detention)

or container, of which Tag No.....was attached, has been released from detention.

This notice of release from detention was

..... (state whether delivered or mailed)

..... (signature of inspector)

O. Reg. 157/54, Form 13.

Form 16

The Live Stock and Live Stock Products Act

EGGS

GRADING CERTIFICATE ISSUED BY INSPECTOR

CERTIFICATE NO. ....

NAME OF SHIPPER..... DATE.....

POINT OF INSPECTION..... LOT NO.....

PLACE OF INSPECTION..... ROUTE.....

..... CAR NO.....

I certify that I inspected the lots of eggs or frozen egg described below and found the eggs or frozen egg in accordance with the grades stated: .....

Destination of shipment.....

Containers and conditions for shipment.....

..... (signature of inspector)

O. Reg. 157/54, Form 14.

## Regulation 410

### under The Live Stock and Live Stock Products Act

#### HOGS

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "assembly yard" means an assembly yard operated under The Ontario Hog Producers' Marketing Plan;
- (b) "establishment" means any abattoir or other premises for slaughtering hogs registered under the *Meat Inspection Act* (Canada) or, where grading of hog-carasses is carried out, under the *Canada Agricultural Products Standards Act*;
- (c) "hog-carass" means the whole of a slaughtered hog after removal of the offal;
- (d) "inspector" means an inspector assigned to an establishment for the purpose of grading hog-carasses;
- (e) "length" in respect of a hog-carass means the length of the carcass from the front edge of the first rib to the inside of the aitch bone;
- (f) "loin fat" in respect of a hog-carass means the maximum fat thickness between the last rib and the tail;
- (g) "offal" includes,
  - (i) alimentary canal,
  - (ii) heart,
  - (iii) liver, and
  - (iv) lungs,
 but does not include,
  - (v) head,
  - (vi) kidneys,
  - (vii) leaf-lard,
  - (viii) tail, and
  - (ix) tongue;
- (h) "packer" means a person who operates an establishment or who causes hogs to be slaughtered for him at an establishment not operated by him;
- (i) "producer" means a person who is engaged in the production of hogs for sale;
- (j) "shipper" means a shipper licensed under The Ontario Hog Producers' Marketing Plan;
- (k) "shoulder fat" in respect of a hog-carass means the maximum fat thickness at the shoulder but does not include any fat infiltration into the lean;
- (l) "weight" in respect of a hog-carass means warm dressed weight of the hog-carass at the time of slaughter. O. Reg. 245/59, s. 1.

#### SHIPPERS

2.—(1) A shipper, upon taking delivery of hogs from a producer, shall place a tattoo mark of identity on the shoulder of each hog of each producer's lot before any of the lot has mingled with any other producer's hogs.

(2) No shipper shall ship, transport or deliver to an assembly yard or establishment hogs that do not bear a tattoo mark of identity.

(3) A shipper shall complete a manifest in Form 1 before the hogs in a shipment are delivered to an assembly yard or establishment.

(4) The shipper shall deliver the manifest to the person in charge of the assembly yard to which the hogs are delivered or to the inspector at the establishment at which the hogs are to be slaughtered, as the case may be.

(5) When hogs are delivered to an assembly yard, the person in charge of the assembly yard shall forward the manifest to the inspector at the establishment at which the hogs are to be slaughtered. O. Reg. 245/59, s. 2.

#### GRADES FOR HOG-CARASSES

3.—(1) The grades for hog-carasses are established with described standards for the purpose of grading as follows:

1. Canada Grade A, consisting of hog-carasses that meet the following standards:
  - i. Choice quality and conformation, lengthy, and lean throughout.
  - ii. Weight at least 135 pounds but not more than 170 pounds.
  - iii. Minimum length, where the weight is,
    - (a) 135 to 150 pounds, twenty-nine inches; and
    - (b) 150 to 170 pounds, 29½ inches.
  - iv. Shoulder smooth and comparatively light in weight.
  - v. Maximum shoulder fat, where the weight is,
    - (a) 135 to 150 pounds, 1¾ inches, and
    - (b) 150 to 170 pounds, two inches.
  - vi. Maximum loin fat, where the weight is,
    - (a) 135 to 150 pounds, 1¼ inches; and
    - (b) 150 to 170 pounds, 1½ inches.
  - vii. Belly well muscled with thick flank, uniform in width and free from seediness.
  - viii. Ham heavily muscled and lean.

- ix. Back fat comparatively uniform in thickness, but not deficient.
  - x. Free from thick deposits of fat.
  - xi. Flesh firm, fine grained and bright in colour.
  - xii. Fat firm and white.
  - xiii. Skin smooth and without extensive areas of dark hair-roots or pigment.
  - xiv. Without mammary development.
2. Canada Grade B, consisting of hog-carasses that do not meet all the requirements for Canada Grade A, but meet the following standards:
- i. Weight at least 125 pounds but not more than 180 pounds.
  - ii. Minimum length, where the weight is,
    - (a) 125 to 150 pounds, twenty-eight inches; and
    - (b) 150 to 180 pounds, twenty-nine inches.
  - iii. Shoulder slightly heavy or slightly fat.
  - iv. Maximum shoulder fat, where the weight is,
    - (a) 125 to 150 pounds,  $1\frac{3}{4}$  inches to  $2\frac{1}{4}$  inches according to weight; and
    - (b) 150 to 180 pounds,  $2\frac{1}{4}$  inches to  $2\frac{1}{2}$  inches according to weight.
  - v. Maximum loin fat, where the weight is,
    - (a) 125 to 150 pounds,  $1\frac{1}{2}$  inches to  $1\frac{3}{4}$  inches according to weight; and
    - (b) 150 to 180 pounds,  $1\frac{3}{4}$  inches to two inches according to weight.
  - vi. Belly slightly uneven, somewhat thick, wrinkled, fat, wide and free from sponginess.
  - vii. Ham a little thin or slightly fat.
  - viii. Back fat slightly uneven or slightly deficient.
  - ix. Flesh reasonably firm, fine grained and bright in colour.
  - x. Skin smooth and not coarse in texture.
  - xi. Without mammary development.
3. Canada Grade C, consisting of hog-carasses that do not meet all the requirements for Canada Grade A or Canada Grade B, but meet the following standards:
- i. Weight at least 125 pounds but not more than 180 pounds.
  - ii. May be short or thick.
  - iii. May be heavy-shouldered.
  - iv. May be round-ribbed.
  - v. May have a greater percentage of fat to lean and more unevenness of fat covering than in requirements for Canada Grade B.
  - vi. The fat may be slightly soft or slightly deficient.
  - vii. May be of young females of good quality with slight mammary development.
4. Canada Grade D, consisting of hog-carasses that do not meet the requirements for Canada Grade A, Canada Grade B or Canada Grade C but are thin and under-finished, or have serious physical damage or injury, or are dark-fleshed, rough, soft or oily, or weigh less than 90 pounds.
5. Canada Light, consisting of hog-carasses that weigh at least 90 pounds but less than 125 pounds and are of reasonably good quality and not very thin or rough.
6. Canada Heavy, consisting of hog-carasses that weigh more than 180 pounds but not more than 195 pounds and are of reasonably good quality and not very thin or rough.
7. Canada Extra Heavy, consisting of hog-carasses that weigh more than 195 pounds and are of reasonably good quality and not very thin or rough.
8. Canada Ridgeling, consisting of hog-carasses that have one or more internal testicles or are hermaphrodites.
9. Canada Stag, consisting of hog-carasses of mature boars that were castrated.
10. Canada Sow—Class 1, consisting of hog-carasses of females that have pronounced mammary development and good flesh and finish throughout, with no excess proportion of fat, and no excess waste in the underline, and are not thin or rough.
11. Canada Sow—Class 2, consisting of hog-carasses of females that have pronounced mammary development but do not qualify for Canada Sow—Class 1 grade.
- (2) A hog-carass that meets the requirements for Canada Ridgeling or Canada Stag or Canada Sow—Class 1, or Canada Sow—Class 2, shall not be graded into any other grade. O. Reg. 245/59, s. 3.
- 4.—(1) No person other than an inspector shall grade hog-carasses under this Regulation.
- (2) Subject to subsection 2 of section 5, where an inspector grades a hog-carass or lot of hog-carasses, he shall personally sign a grading certificate in Form 2 in quadruplicate for each producer's lot of hog-carasses.
- (3) An inspector shall retain one copy of the grading certificate and forward the original and two copies to the packer. O. Reg. 245/59, s. 4.
- 5.—(1) An inspector may refuse to grade hog-carasses at any establishment where the operator does not provide,
- (a) proper facilities for the efficient grading of hog-carasses;
  - (b) a sufficient number of persons to assist in the performance of his duties;
  - (c) arrangements for grading during reasonable working hours; or
  - (d) suitable accommodation for inspectors including the exclusive use of a room or rooms for office purposes with office equipment and washroom fittings.



(2) An inspector may refuse to issue a grade certificate for any hog-carcass where he believes on reasonable grounds that provisions of the Act or this Regulation have not been complied with.

(3) In the grading of hog-carcasses,

(a) the inspector shall not take into account bruises or marks other than from serious physical injury; and

(b) the inspector shall not grade a carcass that shows serious physical injury. O. Reg. 245/59, s. 5.

6. Hog-carcasses bought by a packer shall be deemed to be bought on the basis of the grade shown on the grading certificate. O. Reg. 245/59, s. 6.

Form 1

The Live Stock and Live Stock Products Act

SHIPPER'S MANIFEST

PRODUCER'S NAME	PRODUCER'S ADDRESS	TATTOO-MARK	NUMBER OF HOGS

(signature of shipper)

(address)

(date of shipment)

O. Reg. 245/59, Form 1.

Form 2

The Live Stock and Live Stock Products Act

GRADING CERTIFICATE

(name of producer)

(address)

Tattoo-mark	Number of Hogs	Name of Shipper	Slaughter date

HOG-CARCASS GRADING CERTIFICATE

GRADE	NUMBER OF CARCASSES
A	
B	
C	
D	
LIGHTS	
HEAVIES	
EXTRA HEAVIES	
PHYSICAL INJURY	
RIDGELINGS	
STAGS	
SOWS, 1	
SOWS, 2	
TOTAL NUMBER	
NUMBER CONDEMNED OR REJECTED INCLUDED IN ABOVE TOTAL	

.....  
(signature of inspector)

## Regulation 411

### under The Live Stock and Live Stock Products Act

#### WOOL

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "licensed" means licensed under this Regulation;
- (b) "producer" means a person who sells wool produced on his own farm or ranch;
- (c) "warehouseman" means a person who operates an establishment where wool is assembled, graded, bought, offered for sale or sold;
- (d) "wool collector" means a collector of ungraded wool from producers. C.R.O. 1950, Reg. 243, s. 1.

##### STANDARDS

2. For the purpose of grading, all wool produced in Ontario shall be known as Eastern Domestic Fleece wool and shall conform to the following standards:

- 1. Special selection, consisting of choice, light-shrinking, clean, lofty-style fleeces.
- 2. Paper felt, consisting of sound uniform long-stapled fleeces suitable for the manufacture of paper makers' felts.
- 3. Regular, consisting of all other fleece wool. C.R.O. 1950, Reg. 243, s. 2.

##### GRADES

#### 3. Wool shall be graded as follows:

- 1. Southdown style 56/58s.
- 2. Medium staple 56s.
- 3. Medium clothing (3/8 blood clothing).
- 4. Low medium staple 48/50s.
- 5. Low staple 44/46s.
- 6. Coarse 36/40s.
- 7. Defective,
  - (a) grey and black;
  - (b) dead;
  - (c) light chaffy and burry;
  - (d) heavy chaffy and burry;
  - (e) soft cots;
  - (f) hard cots;
  - (g) tags;
  - (h) damaged;
  - (i) kempy;
  - (j) sweepings. C.R.O. 1950, Reg. 243, s. 3.

#### UNGRADED WOOL

4. At the time of collection or receipt of wool, a wool collector or warehouseman shall,

- (a) identify each producer's lot of wool as to ownership;
- (b) deliver to the producer one copy of a statement showing,
  - (i) the name and address of the wool collector or warehouseman,
  - (ii) the name of the warehouseman to whom the wool is to be delivered,
  - (iii) the name and address of the producer,
  - (iv) the date of collection or receipt,
  - (v) the number of packages in each lot,
  - (vi) the signature of the wool collector or warehouseman, and
  - (vii) the signature of the producer,

and retain one copy of the statement for at least six months and, if a wool collector, forward one copy to the warehouseman. C.R.O. 1950, Reg. 243, s. 4.

5. A wool collector shall immediately forward or deliver all ungraded wool to a warehouseman. C.R.O. 1950, Reg. 243, s. 5.

##### GRADING

6. Wool shall be graded on premises operated by a warehouseman. C.R.O. 1950, Reg. 243, s. 6.

7. All ungraded wool received by a warehouseman shall be graded by him within one month of the date of its receipt. C.R.O. 1950, Reg. 243, s. 7.

8.—(1) After the wool has been graded, the warehouseman shall complete a wool statement in duplicate in Form 1 for each lot of wool received by him.

(2) The warehouseman shall deliver to the producer one copy of the wool statement when making settlement for the wool, and shall retain one copy of the statement for one year. C.R.O. 1950, Reg. 243, s. 8.

9. Every wool statement shall be signed by an inspector before it is delivered to a producer. C.R.O. 1950, Reg. 243, s. 9.

10. Wool bought by a warehouseman shall be deemed to be bought on the basis of the grade shown on the wool statement signed by an inspector. C.R.O. 1950, Reg. 243, s. 10.

##### INSPECTORS

#### 11. An inspector shall,

- (a) inspect the wool graded by a warehouseman; and

- (b) sign all wool statements if the grades of wool are as shown on the wool statement. C.R.O. 1950, Reg. 243, s. 11.

## GENERAL

12. Unless wool has been graded in accordance with this Regulation, no person shall,

- (a) apply to it a grade established by this Regulation; or  
(b) sell or offer for sale wool by grade. C.R.O. 1950, Reg. 243, s. 12.

13. A warehouseman shall not release, sell or dispose of any graded wool that has not been inspected and approved by an inspector. C.R.O. 1950, Reg. 243, s. 13.

## LICENCES

14. No person shall engage in the business of,

- (a) a warehouseman, except under a licence in Form 3; or  
(b) a wool collector, except under a licence in Form 5. C.R.O. 1950, Reg. 243, s. 14.

15.—(1) A licence in Form 3 as a warehouseman may be issued by the Commissioner upon application therefor in Form 2.

(2) A licence in Form 5 as a wool collector may be issued by the Commissioner upon application therefor in Form 4.

(3) The holder of a licence in Form 3 who is a wool collector is not required to hold a licence in Form 5. C.R.O. 1950, Reg. 243, s. 15.

16. Licences shall be issued annually and expire on the 31st day of December of the year of issue. C.R.O. 1950, Reg. 243, s. 16.

17. The fee for a licence is \$1. C.R.O. 1950, Reg. 243, s. 17.

18. The Commissioner may issue a licence where he is satisfied that the warehouseman operates an establishment that has a capacity for grading and storing at least 50,000 pounds of wool and has adequate facilities and equipment for grading and packing wool in accordance with this Regulation. C.R.O. 1950, Reg. 243, s. 18.

19. The Commissioner may suspend or, after a hearing, cancel any licence if the licensee has contravened any of the provisions of the Act or this Regulation or has made any untrue statement in his application for licence. C.R.O. 1950, Reg. 243, s. 19.

## EXEMPTIONS

20. This Regulation does not apply to wool delivered or consigned by a producer to a manufacturer of woollen goods to be carded or otherwise processed for the personal use of the producer. C.R.O. 1950, Reg. 243, s. 20.



Form 1

The Live Stock and Live Stock Products Act

WOOL STATEMENT

For Eastern Domestic Fleece Wool

			Lot No.	
			Warehouse Receiving Weights	
Producer's Name			Gross	
Address		Prov.	Tare	
Via	Sacks	Bags	Net	
Grade		Weight	Price	Revenue
Southdown Style		56/58s		
Medium Staple		56s		
Medium Clothing (3/8 blood clothing)				
Low Medium Staple		48/50s		
Low Staple		44/46s		
Coarse		36/40s		
Defective: Grey and black				
Dead				
Light chaffy and burry				
Heavy chaffy and burry				
Soft cots				
Hard cots				
Tags				
Damaged				
Kempy				
Sweepings				
Totals				\$
Deductions: Freight or Cartage		\$		
Advances		\$		
		\$		\$
Date of Settlement		Balance to Producer		\$
Date Received		Date Graded		Grader
Signature of Warehouseman				
Name of Wool-Collector				
Remarks				
Clean lot		Grades are as shown above		
Defective				

Signature of Inspector

Form 2

*The Live Stock and Live Stock Products Act*

APPLICATION FOR LICENCE AS A  
WAREHOUSEMAN

To: The Live Stock Commissioner,  
Parliament Buildings,  
Toronto.

Under *The Live Stock and Live Stock Products Act*  
I apply for a licence as a warehouseman and in support  
thereof I make the following statements:

- 1. Full name of applicant.....
- 2. Address of applicant.....
- 3. Location of establishment(s).....
- 4. Area of floor space used for grading and storing  
wool in each establishment.....
- 5. Quantity of wool graded in the establishment during  
the year 19.....
- 6. Names and addresses of wool collectors engaged in  
collecting wool for the applicant.....
- 7. Names of employees of applicant authorized to  
grade wool.....

Fee of \$1 is enclosed.

Dated at....., this.....day of.....,  
19....

.....  
(signature of applicant)

C.R.O. 1950, Reg. 243, Form 2.

Form 3

*The Live Stock and Live Stock Products Act*

LICENCE AS A WAREHOUSEMAN

Under *The Live Stock and Live Stock Products Act*  
and the regulations, and subject to the limitations  
thereof, this licence is issued to

.....  
(name)  
.....  
(address)

as a warehouseman from the 1st day of January, 19....  
to the 31st day of December in the same year.

Dated at Toronto, this.....day of.....,  
19....

.....  
Commissioner

C.R.O. 1950, Reg. 243, Form 3.

Form 4

*The Live Stock and Live Stock Products Act*

APPLICATION FOR LICENCE AS A  
WOOL COLLECTOR

To: The Live Stock Commissioner,  
Parliament Buildings,  
Toronto.

Under *The Live Stock and Live Stock Products Act*  
I apply for a licence as a wool collector and in support  
thereof I make the following statements:

- 1. Name of applicant.....
- 2. Address of applicant.....
- 3. Name of warehouseman for whom wool will be  
collected  
.....
- 4. Counties or districts in which wool will be collected  
.....

Fee of \$1 is enclosed.

Dated at....., this.....day of.....,  
19....

.....  
(signature of applicant)

C.R.O. 1950, Reg. 243, Form 4.

Form 5

*The Live Stock and Live Stock Products Act*

LICENCE AS A WOOL COLLECTOR

Under *The Live Stock and Live Stock Products Act*  
and the regulations, and subject to the limitations  
thereof, this licence is issued to

.....  
(name)  
.....  
(address)

as a wool collector from the 1st day of January, 19...to  
the 31st day of December in the same year.

Dated at Toronto, this.....day of.....,  
19....

.....  
Commissioner

C.R.O. 1950, Reg. 243, Form 5.

## Regulation 412

### under The Live Stock Community Sales Act

#### GENERAL

##### CLASSES OF COMMUNITY SALES

1. The following classes of community sales are established:

1. Class 1, consisting of community sales that have average gross sales of live stock of not more than \$75,000.
2. Class 2, consisting of community sales that have average gross sales of live stock of more than \$75,000. O. Reg. 145/59, s. 1.

##### LICENCES

2.—(1) An application for a licence to engage in the business of operating community sales shall be in Form 1.

(2) A licence to engage in the business of operating community sales shall be in Form 2.

(3) The fee for a licence to engage in the business of operating community sales shall accompany the application for the licence or renewal thereof and is,

(a) where the licence is for a period commencing on or after the 1st day of January but before the 1st day of July in any year in respect of a community sale of,

(i) Class 1, \$200, and

(ii) Class 2, \$400; and

(b) where the licence is for a period commencing on or after the 1st day of July in any year in respect of,

(i) Class 1, \$100, and

(ii) Class 2, \$200.

(4) A licence expires with the 31st day of December of the year or part thereof for which it is issued.

(5) A licence is not transferable. O. Reg. 145/59, s. 2.

##### LICENSING

3.—(1) The Commissioner may refuse to grant a licence where the applicant fails to comply with the Act or this Regulation, or for any reason that in the opinion of the Commissioner is sufficient to show that the applicant is not entitled to public confidence in the operation of community sales.

(2) The Commissioner may suspend or revoke or refuse to renew a licence for failure to observe, perform or carry out the provisions of the Act or this Regulation or for any reason that in the opinion of the Commissioner is sufficient to show that the applicant is not entitled to public confidence in the operation of community sales.

(3) Any person whose licence was refused, suspended or revoked or was not renewed has the right to appeal to the Minister to show cause why such licence should not be refused, suspended or revoked or why such renewal should not be refused, as the case may be, and the Minister, after a hearing at which all persons entitled to be heard have been given an opportunity to make representations in respect of the refusal, suspension or revocation of the licence or the refusal to renew the licence, as the case may be, may require the Commissioner to issue or to reinstate the licence. O. Reg. 145/59, s. 3.

##### ADDITIONAL CONDITIONS FOR LICENSING

4. In addition to the conditions for licensing of operators under section 4 of the Act, every operator shall,

- (a) insure with an insurer licensed under *The Insurance Act* all live stock accepted for sale at each community sale to its full market value against loss or damage by fire or lightning, while on the premises;
- (b) provide at least two direct means of egress from each building for the persons on the premises for community sales;
- (c) provide reasonable means of releasing live stock in the event of fire occurring in or threatening any building in which live stock is stabled for a community sale;
- (d) provide means of fighting incipient fires that may occur on the premises;
- (e) notify the Commissioner within five days after the holding of each community sale of the names and addresses of and the amounts owing to each consignor who has not been paid in full for his live stock sold at the community sale;
- (f) provide such information as the Commissioner requires, including audited statements, in respect of the holding of any community sale;
- (g) make a record in respect of his operations showing,
  - (i) the name and address of the consignee, the seller and the buyer of live stock,
  - (ii) the dates of arrival and departure of all live stock, and
  - (iii) the identification thereof; and
- (h) maintain the records in respect of his operations for a period of not less than twelve months. O. Reg. 145/59, s. 4.

##### BONDING OF OPERATORS

5.—(1) Every operator shall, on or before making application for a licence or renewal thereof, deposit with the Commissioner security in the form of,

- (a) direct and guaranteed securities of the Government of Canada;
- (b) direct and guaranteed securities of the Government of Ontario;
- (c) guaranteed investment certificates of trust companies registered under *The Loan and Trust Corporations Act*;
- (d) debentures of loan corporations registered under *The Loan and Trust Corporations Act*; or
- (e) a surety bond of a guarantee company approved under *The Guarantee Companies Securities Act* in Form 3.

(2) The amount of security provided under subsection 1 shall be in the case of a community sale of,

- (a) Class 1, \$10,000; and
- (b) Class 2, \$20,000. O. Reg. 145/59, s. 5.

6. The security deposited under section 5 shall be applicable solely to the unpaid claims of consignors of live stock to the community sale. O. Reg. 145/59, s. 6.

7.—(1) Where an operator is in default in making payment to any consignor, the consignor may notify the Commissioner.

(2) Upon receipt of a notice under subsection 1, or a report from an inspector that the operator is in default in making payment to a consignor for live stock sold at a community sale, the Commissioner shall give notice to the operator by registered mail of the consignor's claim and require that the claim be paid within five days of the date of mailing of the notice.

(3) Where the Commissioner is satisfied after the expiration of the five-day period that the operator is in default in making the payment referred to in subsection 1, the Commissioner may realize upon the security and shall, out of the money so obtained, pay the consignor the amount of his claim.

(4) Where more than one consignor notifies the Commissioner of the default of an operator under subsection 1 and the amount of moneys realized upon the security deposited by the operator with the Commissioner is insufficient to pay the claims of the consignors, the Commissioner shall distribute the moneys *pro rata* to all the consignors to whom the operator owes payment for live stock sold at community sales.

(5) Where,

- (a) the operator has deposited with the Commissioner security in the form of securities under clause a, b, c or d of subsection 1 of section 5; and
- (b) the Commissioner has realized upon the security under subsection 3,

the Commissioner shall require the operator to deposit such additional security with the Commissioner as may be necessary to comply with section 5 and, upon the operator depositing additional security, the Commissioner shall return to the operator any money remaining from the sale of securities by the Commissioner after the payment of the claims of the consignors under subsection 3 or 4. O. Reg. 145/59, s. 7.

#### SANITARY CONDITIONS AND USE OF DISINFECTANTS ON PREMISES

8.—(1) Every operator shall,

- (a) remove manure and refuse from and clean the premises of his community sale yard at

least twenty-four hours before any live stock is received therein for sale by public auction; and

- (b) use a disinfectant on the premises after the removal of the manure and refuse therefrom and after the cleaning thereof but before any live stock is received therein.

(2) The disinfectant used shall,

- (a) have a phenol coefficient of not less than three and shall be mixed with water in the proportion of two ounces of the disinfectant to one gallon of water; and
- (b) be sprayed at the rate of not less than one gallon of the disinfectant to each 800 square feet of surface on every part of floors of stables, pens, passage-ways, loading platforms, sale-rings, and on all walls or parts thereof with which live stock may come in contact in the community sale yard. O. Reg. 145/59, s. 8.

#### DUTIES OF VETERINARIANS

9. A veterinarian, in respect of premises to which he is assigned by the Commissioner, shall,

- (a) attend at the premises before the commencement of each community sale;
- (b) determine that the operator maintains the conditions and facilities mentioned in section 5 of the Act in respect of the premises before the commencement of the community sale;
- (c) determine that the operator has not assembled live stock in greater numbers than permitted by section 6 of the Act;
- (d) on examination or inspection of live stock on the premises, determine whether or not any of the live stock is infected with disease;
- (e) where he finds live stock infected with disease,
  - (i) in the case of weanling or feeder pigs or immature calves known as bob calves, infected with a disease, require them to be removed forthwith from the premises,
  - (ii) in the case of live stock that is infected with a disease and that a producer having knowledge of its nature and treatment may buy, permit the sale of the live stock subject to the making of an announcement by the operator or the auctioneer at the time the live stock is offered for sale stating that the live stock is infected with the disease, and
  - (iii) in the case of all other diseases, permit the sale of the live stock for purposes of slaughter only;
- (f) complete a report on all relevant matters respecting the community sale at the conclusion of each community sale and forward it immediately to the Commissioner;
- (g) at the request of the buyer of any female calf that is over four months but under ten months of age that has not been vaccinated for Brucellosis, vaccinate the calf for Brucellosis;
- (h) in the case of a community sale held within a Brucellosis Control Area or a Certified Brucellosis-free Area by an operator who accepts on his premises for community sales cattle originating in such areas only,



- (i) determine whether or not all of the cattle originated in such areas,
- (ii) permit to be assembled for sale cattle that originated in herds that are negative only;
- (i) in the case of a community sale held within a Brucellosis Control Area or a Certified Brucellosis-free Area by an operator who has been exempted from complying with requirements for such areas by the Veterinary Director-General, or a community sale held outside such areas,
  - (i) where female cattle over thirty-six months of age, unvaccinated female cattle over eight months but under thirty-six months of age or unvaccinated bulls over ten months of age, are sold for delivery to such areas, draw a blood sample from each head of the cattle and forward the sample to a laboratory for purposes of making tests,
  - (ii) issue such permits as are required for entry of such cattle to such areas, and
  - (iii) examine vaccination certificates of female cattle under thirty-six months of age, that are sold for delivery to such areas; and
- (j) where he finds any live stock infected with a reportable disease under the *Animal Contagious Diseases Act* (Canada), notify an inspector under that Act immediately and take precautions necessary to prevent the spread of the disease. O. Reg. 145/59, s. 9.

DUTIES OF INSPECTORS

10. An inspector, in respect of any premises on which community sales are held, shall,
- (a) inspect the premises and the facilities for holding community sales;
  - (b) make inquiries in respect of the community sales operations; and
  - (c) report to the Commissioner on any matters respecting the holding of the community sales. O. Reg. 145/59, s. 10.

TIME OF DELIVERY

11. No operator shall accept on his premises any live stock for sale at a community sale after 9 p.m. on the day of holding of the sale. O. Reg. 145/59, s. 11.

CONDITIONS OF ASSEMBLING

12. When live stock is assembled on the premises of an operator, no live stock that shows evidence of disease shall be stabled with other animals in the same area of the premises. O. Reg. 145/59, s. 12.

Form 1

*The Live Stock Community Sales Act*

APPLICATION FOR LICENCE FOR THE OPERATION OF COMMUNITY SALES

To: The Live Stock Commissioner,  
Parliament Buildings,  
Toronto.

.....  
(name of applicant)

.....  
(address)

applies for a licence for the operation of community sales under *The Live Stock Community Sales Act* and the regulations, and in support of this application the following facts are stated:

- 1. Business address of applicant.....
  - 2. Name of community sales.....
  - 3. Location of community sales premises.....  
(lot,  
..... concession, township, county)
  - 4. Owner of premises.....  
(give name of person, partnership  
..... or corporation and if partnership, give names of all  
..... partners)
  - 5. Day of week sale is held.....
  - 6. Time sale is scheduled to start.....
  - 7. Average gross return per sale during past year.....
- Dated at .....  
this..... day of  
....., 19.....  
.....  
(signature of applicant)

by: .....  
(title of official signing)

O. Reg. 145/59, Form 1.

Form 2

*The Live Stock Community Sales Act*

LICENCE FOR THE OPERATION OF COMMUNITY SALES

Year..... Class..... Lic. No.....

Under *The Live Stock Community Sales Act* and the regulations, and subject to the limitations thereof, this licence is issued to

.....  
(name)

.....  
(address)

to engage in the business of operating community sales  
at.....  
(location)

This licence expires with the 31st day of December,  
19.....

Issued at Toronto, this..... day of....., 19.....

.....  
Live Stock Commissioner

O. Reg. 145/59, Form 2.

Form 3

The Live Stock Community Sales Act

BOND OF OPERATOR

Bond No..... Amount.....

KNOW ALL MEN BY THESE PRESENTS,  
that we .....  
of the.....of.....  
in the county of.....  
hereinafter called the "Principal" and.....

hereinafter called the "Surety" are jointly and severally bound unto THE LIVE STOCK COMMISSIONER OF ONTARIO, hereinafter called the "Commissioner"

in the sum of.....of lawful money of Canada to be paid unto the Commissioner, his successors or assigns, for which payment well and truly to be made we jointly and severally bind ourselves and our respective heirs, executors, administrators and assigns firmly by these presents.

WHEREAS the Principal has applied for a licence to operate a community sale under *The Live Stock Community Sales Act* and the regulations made thereunder for the period ending on the..... day of....., 19.....

NOW THEREFORE THE CONDITION OF THIS OBLIGATION is such that if the Principal shall faithfully comply with all the requirements of the Act and the regulations made thereunder respecting payment of obligations to consignors of live stock to the extent provided for in the regulations and shall promptly pay all amounts due to consignors of live stock

during the licence year ending on the.....day of....., 19....., then this obligation shall be void but otherwise shall be and remain in full force.

PROVIDED HOWEVER and upon the following express conditions:

- (a) that all liability of the Surety shall cease upon the cancellation or suspension of the licence of the Principal by the Commissioner, but the Principal and Surety shall remain liable hereunder from the effective date of this Bond up to the cancellation or suspension;
- (b) that the Surety may cancel this Bond at any time upon giving sixty days' notice in writing to the Commissioner but the Surety shall be liable hereunder from the effective date of this Bond up to the expiration of the notice of cancellation; and
- (c) that in the event of this Bond being continued by renewal certificate the Surety's liability thereunder shall not be cumulative and shall in no event exceed the penal sum written above or the amount substituted for such penal sum by any subsequent endorsement or renewal certificate.

SEALED with our seals and dated the..... day of....., 19.....

SIGNED, SEALED AND DELIVERED in the presence of:	..... Principal
	Corporate Seal
Name:.....	
Address:.....	..... Guarantee Company
	O. Reg. 145/59, Form 3.

## Regulation 413

### under The Loan and Trust Corporations Act

#### APPROVED TRUST COMPANIES

1. Each of the trust companies named in the Schedule is approved under section 83 of the Act as being acceptable as a trust company for the purposes of the Supreme Court. C.R.O. 1950, Reg. 244, s. 1.

#### Schedule

- |   |   |
|---|---|
| <ol style="list-style-type: none"><li>1. The British Mortgage and Trust Corporation of Ontario</li><li>2. The Brockville Trust and Savings Company</li><li>3. The Canada Permanent Trust Company</li><li>4. The Canada Trust Company</li><li>5. Chartered Trust Company</li><li>6. Crown Trust Company</li><li>7. The Eastern Trust Company</li></ol> | <ol style="list-style-type: none"><li>8. The Guaranty Trust Company of Canada</li><li>9. The Industrial Mortgage and Trust Company</li><li>10. The Lambton Trust Company, Limited</li><li>11. Montreal Trust Company</li><li>12. National Trust Company, Limited</li><li>13. The Northern Trusts Company</li><li>14. The Premier Trust Company</li><li>15. The Royal Trust Company</li><li>16. The Sterling Trusts Corporation</li><li>17. The Toronto General Trusts Corporation</li><li>18. Victoria and Grey Trust Company</li><li>19. The Waterloo Trust and Savings Company</li></ol> <p>C.R.O. 1950, Reg. 244, Sched. 1; O. Reg. 22/54, s. 1.</p> |
|---|---|

## Regulation 414

### under The Loan and Trust Corporations Act

#### COMMON TRUST FUNDS

##### INTERPRETATION

##### 1. In this Regulation,

- (a) "Fund" means a common trust fund;
- (b) "participant" means any trust or estate, moneys of which are in a Fund;
- (c) "participation" means the interest of any participant in a Fund. O. Reg. 84/51, s. 1, *amended*.

##### PLAN OF OPERATION

2.—(1) A Fund shall not be established unless there are trust moneys therein aggregating at least \$200,000 and until a written plan of operation for the Fund has been submitted to and approved by the Registrar.

(2) After such approval, the Fund shall be maintained in accordance with the plan of operation and any amendments made thereto from time to time with the approval of the Registrar.

(3) The plan of operation shall set forth the manner in which the Fund is to be operated and shall, among other things, contain provisions as to,

- (a) the investment powers of the trust company with the respect to the Fund, including the character and kind of investments that may be purchased for the Fund;
- (b) the computation and allocation of income, and the distribution thereof;
- (c) the allocation of the profits and losses of the Fund;
- (d) the terms and conditions governing admissions of trust moneys to and withdrawals of participations from the Fund;
- (e) the original unit of participation;
- (f) the form of documentation, if any, to be issued as evidence of participation;
- (g) the auditing and settlement of accounts of the trust company with respect to the Fund;
- (h) the basis and method of valuing the assets of the Fund;
- (i) the basis upon which the Fund may be terminated;
- (j) the method by which the plan may be amended;
- (k) such other matters as may be necessary to define clearly the rights of participants.

(4) The plan shall provide that it is subject to the laws of the province pertaining to the operation of common trust funds.

(5) The plan may provide for the amortization of premiums and discounts upon bonds or other obligations, and for the allocation of profits and losses and the apportionment thereof between principal and income. O. Reg. 84/51, s. 2.

##### MANAGEMENT AND OWNERSHIP OF ASSETS IN FUND

3.—(1) The trust company shall have the exclusive management and control of any Fund that it maintains.

(2) No participant and no person having an interest in any participant shall have or be deemed to have individual ownership in any particular asset in a Fund.

(3) All the assets of a Fund shall at all times be considered as assets held in trust by the trust company, and title thereto is vested solely in the trust company as trustee.

##### UNITS OF PARTICIPATION

4.—(1) A Fund shall be divided into units of equal value, and the proportionate interest of each participant shall be expressed by the number of such units allocated to it.

(2) Upon the establishment of a Fund, a trust company shall divide the Fund into units of \$5 or any multiple of \$5, and shall allocate to each participant the number of units proportionate to its original investment in the Fund.

(3) When additional moneys are admitted to the Fund, the amount so admitted shall be equal to the then value of one or more of the units of the Fund, and the number of units shall be increased accordingly.

(4) Each unit of participation shall have a proportionately equal beneficial interest in the Fund, and none shall have priority or preference over any other. O. Reg. 84/51, s. 4.

##### LIMITATIONS ON PARTICIPATIONS

5.—(1) No money of any estate or trust shall be admitted to a Fund if as a result the estate or trust would then have an interest in the Fund in excess of,

- (a) 10 per cent of the book value of the assets of the Fund; or
- (b) the sum of \$100,000,

whichever is the lesser.

(2) Where a trust company maintains more than one Fund, no money of any estate or trust shall be admitted to a Fund if as a result the estate or trust would then have an aggregate interest in excess of \$100,000 in all the Funds maintained by the company. O. Reg. 47/56, s. 1.

(3) In applying the limitations contained in this section, if two or more trusts are created by the same settlor or settlors and as much as one-half of the income or principal or both of each trust is payable or applicable to the use of the same person or persons, such trusts shall be considered as one. O. Reg. 84/51, s. 5 (3).

##### ADMISSIONS AND WITHDRAWALS OF PARTICIPATIONS

6.—(1) No trust moneys shall be admitted to and no participation shall be withdrawn from a Fund except on the basis of the trust company's valuation of the Fund and except as of a valuation date.



(2) A period not in excess of seven business days of the trust company following a valuation date may be used to make the computations necessary to determine the value of the Fund and of the units thereof.

(3) When a participation or any part thereof is withdrawn from a Fund, the amount withdrawn may, in the discretion of the trust company, be paid in cash or rateably in kind, or partly in cash and partly rateably in kind, but all payments or transfers as of any one valuation date shall be made on the same basis.

(4) No admission of trust moneys to or withdrawal of a participation from a Fund shall be permitted if the result would be that less than 40 per cent of the remaining assets of the Fund would be composed of cash and readily marketable securities, but nothing herein contained shall be deemed to prohibit a rateable distribution upon all participations. O. Reg. 84/51, s. 6 (1-4).

(5) Where any security held in a Fund has become one that would not be eligible as a new investment of the Fund, and that state of ineligibility has continued for a period of six months, no further admissions to or, except for the purposes of this subsection, withdrawals from, the Fund shall be permitted until after the security has again become so eligible or has been eliminated from the Fund either through sale, distribution in kind or segregation in a liquidation account for the benefit rateably of all trusts and estates then participating in the Fund. O. Reg. 47/56, s. 2.

(6) No participation shall be withdrawn in part only unless the amount so withdrawn is equal to the then value of one or more full units. O. Reg. 84/51, s. 6 (6).

#### PARTICIPATION REGISTER

7. A register shall be maintained for each Fund, showing with respect to each participant,

- (a) the date of each admission of trust moneys to the fund, the number of units allotted and the value at which each unit is allotted;
- (b) the date of each withdrawal, the number of units redeemed, and the amount paid on redemption to the participant;
- (c) the number of units currently held; and
- (d) the share in any liquidating account. O. Reg. 84/51, s. 7.

#### PARTICIPATION CERTIFICATES

8. Participations in a Fund may be evidenced by certificates, but no trust company maintaining a Fund shall issue any document evidencing a direct or indirect interest therein in any form that purports to be negotiable or assignable. O. Reg. 84/51, s. 8.

#### VALUATIONS

9.—(1) Not less frequently than once during each period of three months, the trust company shall determine the value of each Fund that it maintains and of the units of participation thereof.

(2) In the valuation of the investments of a Fund, the following rules shall be observed:

1. Securities listed on any stock exchange shall be valued at their closing sale prices on the valuation date, but, if no sale of a particular security has been reported for that day, the last published sale price or the average of the last recorded bid and asked prices, whichever is the more recent, shall be used, unless, in the opinion of the trust company, the value thus obtained may not fairly indicate the actual

market value, in which case the trust company shall obtain from two members of the Stock Exchange a written estimate of the value of such security as of the valuation date, and shall use the average of such estimates.

2. Securities not listed on any stock exchange, except mortgages, shall be valued as of the valuation date either by taking the average between the most recently published bid and asked prices or by taking the average of quotations from two recognized dealers in the securities.
3. For the purposes of paragraphs 1 and 2, the trust company may rely, as sufficient evidence, upon reports of sale and bid prices and over the counter quotations, published in any newspaper of general circulation in the City of Toronto or in any recognized financial journal or report or quotation service or in the records of a stock exchange.
4. In respect of investments in mortgages, the trust company shall from time to time obtain a written appraisal as to the value of each mortgage and of the real estate securing the mortgage, but such appraisal shall be made by a registered real estate broker or other person, who may be an employee of the trust company, whom the company believes to be qualified to appraise real estate values in the vicinity in which such real estate is situated, and an appraisal may be used only for valuations made within the period of thirty calendar months next following the dates of the appraisal.
5. In respect of a stock where a dividend has been declared but has not been paid and the amount of such dividend has been considered as income under the provisions of the plan of operation of the Fund, the amount of such dividend shall be deducted from the price of the stock in determining its value unless such price is an ex-dividend price.
6. An investment purchased and awaiting payment against delivery shall be included for valuation purposes as a security held, and the cash accounts shall be adjusted by the deduction of the purchase price, including brokers' commissions and other expenses of the purchase.
7. An investment sold but not delivered pending receipt of proceeds shall be valued at the net sales price after deducting brokers' commissions and other expenses. O. Reg. 84/51, s. 9.

#### DISTRIBUTIONS OF INCOME

10.—(1) The income of a Fund and the apportionment thereof shall be determined at each valuation date.

(2) The income shall be distributed to participants not less frequently than quarter-yearly.

(3) For purposes of distribution to participants, the income may be computed, at the option of the trust company, either on the basis of income accrued or on the basis of income actually received.

(4) To facilitate the distribution of accrued but uncollected income, the cash principal of a Fund may be used to the extent necessary. O. Reg. 84/51, s. 10.

#### INVESTMENTS

11.—(1) The investments of a Fund shall be kept separate from the trust company's own property, and each investment shall be so earmarked in the books of the company as to show clearly the Fund to which it

belongs, but any moneys of the Fund awaiting investment or distribution may be held on deposit in the savings department of the trust company subject to payment thereon by the company of interest computed at the current rate and in the same manner as in the case of ordinary deposits. O. Reg. 84/51, s. 11 (1).

(2) The total investment of a Fund in,

- (a) guaranteed investment certificates of any trust company;
- (b) debentures of any loan company; or
- (c) bonds of, or guaranteed by, any municipal corporation,

shall not exceed in each case 10 per cent of the book value of the Fund.

(3) The total investment of the Fund in stocks, bonds or other obligations of or guaranteed by any one person, other than the obligations referred to in subsection 2, shall not exceed 5 per cent of the book value of the Fund.

(4) Subsections 2 and 3 do not apply to investments in obligations of or guaranteed by,

- (a) the Government of Canada; or
  - (b) the government of any province of Canada.
- O. Reg. 47/56, s. 3 (1, 2).

(5) The total number of shares held by a Fund in any one class of shares of stock of any one corporation shall not exceed 5 per cent of the number of such shares outstanding, and, if the trust company maintains more than one Fund, no investment shall be made that would cause the aggregate investment for all the Funds in any one class of shares of stock of any one corporation to exceed such limitation.

(6) The total investment of a Fund in mortgages shall not exceed 25 per cent of the book value of the Fund.

(7) Not less than 40 per cent of the value of the assets in a Fund shall be maintained in cash and readily marketable securities. O. Reg. 84/51, s. 11 (3-5).

#### ACCOUNTING RECORDS

12. A complete set of accounting records shall be maintained for each Fund, and such records shall clearly distinguish items of principal from items of income. O. Reg. 84/51, s. 12.

#### AUDIT

13.—(1) The trust company shall, at least once during each period of twelve months, cause an audit of each of its Funds to be made by a qualified accountant or accountants approved for such purpose by the Registrar.

(2) The report of the audit shall include a list of the investments comprising each Fund at the end of the period covered by the audit, the book value thereof as at the end of the period covered by the

audit, a statement of purchases, sales and any other investment changes and of revenue and disbursements since the last audit, and appropriate comments as to any investments in default as to payment of principal and interest.

(3) The reasonable expenses of an audit made by an independent accountant or accountants shall be paid out of the Fund and charged to principal and income in such proportion as the trust company deems proper.

(4) The trust company shall file a copy of the report of the audit with the Registrar.

(5) The trust company shall, without charge, send a copy of the report of audit to any co-trustee of a participant, and shall also without charge, upon request, send a copy of the report to any beneficiary of a participant. O. Reg. 84/51, s. 13.

#### INSPECTION OF RECORDS

14. The register of participations and all accounting records pertaining to a Fund for the period after that covered by the last accounts passed by a court shall be open to inspection during the regular business hours of the trust company on the eighth, ninth and tenth business days of the company next following any valuation date, by any co-trustee or beneficiary of a participant. O. Reg. 84/51, s. 14.

#### ADMINISTRATION FEES AND EXPENSES

15.—(1) A Fund shall be deemed not to be a separate trust fund on which commissions or other compensation is allowable, and no trust company maintaining a Fund shall make any charge against it for the management thereof nor pay a fee, commission or compensation out of the Fund for management but may reimburse itself out of a Fund for all reasonable expenses incurred by it in the administration of the Fund. O. Reg. 84/51, s. 15 (1, 2).

(2) In any trust or estate that has moneys participating in a Fund, the trust company is not, by reason of such participation, deprived of the management fee or other compensation to which it would otherwise be entitled in respect of such moneys. O. Reg. 84/51, s. 15 (3).

#### PUBLICITY

16. In soliciting business or otherwise a trust company shall not advertise or publicize the earnings realized on a Fund or the value of the assets thereof, except as is permitted or required under this Regulation. O. Reg. 84/51, s. 16.

#### TERMINATION OF A FUND

17.—(1) A trust company may in its discretion terminate and distribute a Fund as of any valuation date.

(2) The Registrar may, by written notice to the trust company, direct the termination and distribution of any Fund within such time as shall be specified in the notice. O. Reg. 84/51, s. 17.

## Regulation 415

### under The Magistrates Act

#### GENERAL

##### INSPECTION

1. The Inspector shall inspect the office, record books and other matters relating to the work of magistrates at such times as he deems proper and expedient. C.R.O. 1950, Reg. 245, s. 1.

##### RECORD BOOKS

2.—(1) Every magistrate shall keep a record book in the form prescribed by the Inspector and shall enter therein a record of every case disposed of by him.

(2) Every case entered in the record book shall be alphabetically indexed under the name of the defendant or the accused. C.R.O. 1950, Reg. 245, s. 2.

##### SAFE-KEEPING OF DOCUMENTS

3. Every magistrate shall cause all papers, documents and exhibits filed in or relating to any case entered in the record book to be kept filed in his office or in a vault or other place of safe-keeping except such papers, documents and exhibits as in his opinion it is not necessary to retain and preserve. C.R.O. 1950, Reg. 245, s. 3.

##### COSTS

4. The costs in each case shall be itemized on the back of the information. C.R.O. 1950, Reg. 245, s. 4.

5.—(1) On or before the 10th day of each month, every magistrate shall transmit to the Inspector in duplicate, in the form prescribed by the Inspector, a return of the cases disposed of by him.

(2) The return shall be accompanied by a cheque in favour of the Treasurer of Ontario for all sums in the hands of the magistrate payable to Ontario.

(3) A copy of the return shall be transmitted to the clerk of the peace for every county and district in which cases appearing in the return have been disposed of. C.R.O. 1950, Reg. 245, s. 5.

##### EXPENSES

6. On or before the 25th day of each month, every magistrate shall transmit to the Inspector in duplicate a statement of the travelling and other expenses incurred by him, and the statement shall be accompanied by vouchers for all expenditures in excess of \$1. C.R.O. 1950, Reg. 245, s. 6.

##### SENIOR MAGISTRATE FOR TORONTO

7. The senior magistrate for the City of Toronto shall,

- (a) designate the courts to be held by magistrates for the City of Toronto according to the classes of cases to be dealt with in such courts;
- (b) allocate to each court the classes of cases to be dealt with therein;
- (c) assign to each court one or more magistrates;
- (d) determine all matters of difference that arise as to the proper court in which any particular case shall be dealt with;

(e) investigate complaints that arise as to the conduct of magistrates or any of the officers employed in connection with the courts;

(f) give such directions as he deems desirable for the better conduct of the business of the court;

(g) arrange for the sittings of the courts and fix the time and place at which the sittings may be held; and

(h) ensure that the returns from magistrates required by law are duly made. C.R.O. 1950, Reg. 245, s. 7.

##### STENOGRAPHIC REPORTERS

8. In sections 9 to 16, "page" means a type-written page containing approximately 300 words in thirty double-spaced lines. C.R.O. 1950, Reg. 245, s. 8.

9.—(1) The Lieutenant Governor in Council may appoint a stenographic reporter for any magistrate's court at such salary as is fixed by Order in Council.

(2) The salary shall be paid by the municipality that the magistrate's court serves or, if it serves more than one municipality or parts of more than one municipality, it shall be paid by them in such proportion as is fixed by Order in Council. C.R.O. 1950, Reg. 245, s. 9.

10. Shorthand notes of evidence shall be transcribed on standard evidence paper, being paper approximately 12½ inches long, 8½ inches wide and 16M weight with a two-inch ruled margin on the left side and every fifth line numbered consecutively from top to bottom. C.R.O. 1950, Reg. 245, s. 10.

11. The transcript of evidence shall contain an index showing the name of each witness, with a page reference to where his examination in chief commences and his cross-examination commences, and shall contain a list of the exhibits and their numbers and, where it is ordered in connection with an appeal, it shall contain a transcript of the reading of the charge, the plea, the putting of the accused to his election, the election, the remarks of the magistrate on passing sentence, and the sentence. C.R.O. 1950, Reg. 245, s. 11.

12. Where the transcript of evidence consists of twenty or more pages, it shall be bound on the left side in book form with covers approximately 20M weight and, where it consists of fewer than twenty pages, it shall be similarly bound with or without covers. C.R.O. 1950, Reg. 245, s. 12.

13.—(1) Stenographic reporters are entitled to the following fees for copies of shorthand evidence:

- 1. For the copies required to be filed in an appeal and one copy for the appellant and one copy for the respondent, not exceeding seven copies, 80 cents a page of one copy.
- 2. For copies additional to those provided under paragraph 1, 20 cents a page for each copy.
- 3. For copies other than those provided for in paragraph 1, 60 cents a page for the first copy and 20 cents a page for each additional copy.



(2) Where a copy under paragraph 1 of subsection 1 is ordered by or on behalf of the Attorney General or the counsel for the prosecution in a criminal appeal, the Attorney General or the counsel for the prosecution, as the case may be, shall pay 20 cents a page of the fee prescribed.

(3) The fee for charges to the jury and oral judgments, other than for use in appeal books, shall be 80 cents a page for the ribbon copy and 20 cents a page for each additional copy. O. Reg. 203/58, s. 1.

**14.—**(1) A magistrate who has not the services of a stenographic reporter on salary may, upon the written request of a party to a proceeding before him, engage the services of a stenographic reporter to take the evidence.

(2) A stenographic reporter engaged under this section is entitled to a fee at the rate of \$2.50 an hour for the time he is actually engaged in court, but not more than \$10 in any day.

(3) Where it is necessary to engage a stenographic reporter who does not carry on business in the city, town, village or township in which the proceeding is held, he is entitled to remuneration for his actual travelling expenses and for the time necessarily spent in travelling from his usual place of business to the place in which the proceeding is held and return at the rate of \$2.50 an hour, but not more than \$10 in any day. C.R.O. 1950, Reg. 245, s. 14.

**15.—**(1) The stenographic reporter's fees and remuneration shall, where lawful, be included in the costs that the magistrate orders to be paid by the parties to the proceeding.

(2) Where the fees and remuneration of a stenographic reporter not on salary are not paid under subsection 1, they shall be paid,

- (a) where the offence was committed in a county, by the county but, if the fine, if any, is payable to another municipality, then they shall be paid by the other municipality;
- (b) where the offence was committed in a municipality in a provisional judicial district, by the municipality; and
- (c) where the offence was committed in unorganized territory, by the Province. C.R.O. 1950, Reg. 245, s. 15.

**16.** Where evidence is taken by a stenographic reporter on salary, an amount calculated at \$2.50 an hour for the time he is actually engaged in court, but not more than \$10 in any day, shall, where lawful, be included in the costs that the magistrate orders to be paid by the parties to the proceeding and shall be paid over by the magistrate to the municipality that pays the salary of the stenographic reporter. C.R.O. 1950, Reg. 245, s. 16.



## Regulation 416

### under The Mental Hospitals Act

#### GENERAL

##### APPLICATION OF ACT

1.—(1) The following hospitals are designated institutions to which the Act applies:

1. The Ontario Hospital, Aurora.
2. The Ontario Hospital, Brockville.
3. The Ontario Hospital, Cobourg.
4. The Ontario Hospital, Hamilton.
5. The Ontario Hospital, Kingston.
6. The Ontario Hospital, Langstaff.
7. The Ontario Hospital, London.
8. The Ontario Hospital, New Toronto.
9. The Ontario Hospital, North Bay.
10. The Ontario Hospital, Penetanguishene.
11. The Ontario Hospital, Port Arthur.
12. The Ontario Hospital, St. Thomas.
13. The Ontario Hospital, Toronto.
14. The Ontario Hospital, Whitby.
15. The Ontario Hospital, Woodstock. C.R.O. 1950, Reg. 466, s. 1 (1); O. Reg. 99/55, s. 1; O. Reg. 233/57, s. 1.

(2) The following hospital schools are designated institutions to which the Act applies:

1. The Ontario Hospital School, Orillia.
2. The Ontario Hospital School, Smith's Falls. C.R.O. 1950, Reg. 466, s. 1 (2); O. Reg. 17/51, s. 1; O. Reg. 99/55, s. 1 (2).

##### ADMISSIONS AND TREATMENT

2. The Deputy Minister and the superintendent of any institution in awarding admission to patients are not bound to consider the applications in the order in which they are received, and they may grant priority to those cases that are, in their opinion, in most urgent need of hospital care and attention. C.R.O. 1950, Reg. 466, s. 2.

3. Subject to the direction of the Deputy Minister, the superintendent of an institution is the sole judge of the accommodation, care and treatment to be provided for any patient and he may move a patient from one ward to another in the hospital and determine the ward in which any patient is treated. C.R.O. 1950, Reg. 466, s. 3.

4. Ontario Hospitals shall admit mentally ill, mentally defective, epileptic and habitue patients. C.R.O. 1950, Reg. 466, s. 4.

5. Hospital schools shall admit only mentally defective patients, and such other classes of patients as the Deputy Minister authorizes. C.R.O. 1950, Reg. 466, s. 5.

6. Every examination unit and every approved home shall admit only the same class or classes of patients as the hospital or hospital school with which it is connected or of which it forms a part. C.R.O. 1950, Reg. 466, s. 7.

7. The superintendent may transfer any patient who has been admitted to a hospital or hospital school to an examination unit for a period not to exceed thirty days, but the Deputy Minister may extend the period for an additional sixty days, and at the end of such period the patient shall be returned to the hospital or hospital school. C.R.O. 1950, Reg. 466, s. 8.

##### PROBATION

8. Subject to section 10, any patient who has been released from an institution on probation under section 39 of the Act, and who has not returned to the institution within six months from such release on probation, shall be discharged. C.R.O. 1950, Reg. 466, s. 9.

9. Where the superintendent releases a patient on probation under section 39 of the Act, the superintendent may obtain from the person who signs the written undertaking referred to in the said section an agreement in the prescribed form, signed by such person, to the effect that, if it becomes necessary to return the patient to the institution, such person will return him and will pay any expenses so incurred. C.R.O. 1950, Reg. 466, s. 10.

10. If within six months from his release on probation the patient's mental condition is such that his confinement in an institution is necessary, the patient may be returned to the institution by the person to whom he was released on probation or on the prescribed warrant of the superintendent or the Deputy Minister. C.R.O. 1950, Reg. 466, s. 11.

11. If within six months of the release on probation of any patient the superintendent receives a request from the person or persons to whom the patient was released on probation that the probation period be extended, the superintendent may arrange for an examination of the patient by a physician who is an officer of the Department and, if the examining physician reports that an extension of the probation period is advisable, the superintendent may extend the probation period for a further period not exceeding six months. C.R.O. 1950, Reg. 466, s. 12.

##### RECORDS

12.—(1) No person shall remove or inspect medical records of a patient in or a former patient of an institution, or disclose information obtained from the records to any person, except,

- (a) the patient's or former patient's attending physician;
- (b) members of the staff of the institution or an inspector;
- (c) members of the medical staff of the institution for authorized teaching or academic purposes;
- (d) upon the direction of the Department of Veterans Affairs (Canada) with respect to a patient or former patient to whom the duties, powers and functions of the Minister of Veterans Affairs apply under the Department of Veterans Affairs Act (Canada);

- (e) upon the written direction of,
  - (i) the committee of the estate of the patient,
  - (ii) a former patient while he has capacity, or
  - (iii) the personal representative of a former patient who is deceased;
- (f) upon the order of a court of competent jurisdiction;
- (g) upon the request of the superintendent of another mental institution or a hospital or sanitarium, for use therein;
- (h) upon the direction of the Deputy Minister; or
- (i) upon the direction of the medical officer of health of the municipality where the patient or former patient resides.

(2) Notwithstanding subsection 1, the superintendent, when so requested in writing, may supply information from medical records to,

- (a) any charitable institution or governmental welfare agency, and officials thereof;
- (b) the Department of Immigration (Canada);
- (c) the Royal Canadian Mounted Police;
- (d) the next-of-kin of the patient, as the superintendent deems in the best interests of the patient. O. Reg. 237/56, s. 1.

#### MAINTENANCE

13.—(1) The minimum rate for which a patient, his estate or the person liable for his maintenance is liable in the general wards of any institution, except the Ontario Hospital, Whitby, and the Ontario Hospital, Woodstock, is \$7 per week, and for the Ontario Hospital, Whitby, and the Ontario Hospital, Woodstock, is \$10.50 per week, and, where the patient's condition requires special care and treatment, such further charges may be made as the superintendent determines.

(2) The rate does not include clothing and the cost of clothing is an additional charge upon the patient, his estate or the person liable for maintenance. C.R.O. 1950, Reg. 466, s. 13.

14. In any institution having private or semi-private wards, the rate for which a patient, his estate or the person liable for his maintenance is liable shall be determined in each case by the superintendent, and the rate shall be based on the accommodation, care and treatment provided for the patient. C.R.O. 1950, Reg. 466, s. 14.

15. When the maintenance of a patient occupying a private or semi-private ward is one quarter in arrears and remains unpaid, the superintendent may transfer the patient to a general ward and shall notify the surety or the person liable for the maintenance of his action and of the amount due and owing. C.R.O. 1950, Reg. 466, s. 15.

16. When a patient has been discharged from an institution and admission is again applied for on behalf of the patient, the superintendent shall, where possible, obtain renewal of the bond for maintenance or a new bond. C.R.O. 1950, Reg. 466, s. 16.

17. Nothing in this Regulation shall be construed to relieve any person or persons or property from liability for the maintenance of any patient, and the execution of any bond or agreement for the pay-

ment of maintenance shall not have any such effect or in any way interfere with or prevent any other remedies for the recovery of moneys owing for the maintenance of a patient at the full rate of maintenance. C.R.O. 1950, Reg. 466, s. 17.

#### APPROVED HOMES

18.—(1) The Department may pay an amount not exceeding \$16 a week for the care and maintenance of patients in an approved home.

(2) Where special care and maintenance are required by a patient or requested by a person liable for the maintenance of the patient and the person liable for payment is able and willing to pay, the Department may pay a weekly amount in excess of \$16. O. Reg. 153/55, s. 1; O. Reg. 195/58, ss. 1, 2.

19. Where a patient is in an approved home, the patient, his estate or the person liable for maintenance is liable for the amount mentioned in section 18, an additional charge of \$1 per week which the Department may charge for his supervision and the cost of his clothing. C.R.O. 1950, Reg. 466, s. 19.

#### LABOUR FOR PATIENTS

20. Every hospital and hospital school shall be provided with the necessary means for carrying on beneficial work by the patient, and the advantages of the work shall be deemed to be a part of the treatment when prescribed for a patient under the direction of the superintendent. C.R.O. 1950, Reg. 466, s. 20.

#### PUBLIC HOSPITAL TREATMENT OF INDIGENT

21.—(1) In this section, "indigent patient" includes a dependant of an indigent person. O. Reg. 276/51, s. 1.

(2) Where an indigent patient is transferred to a public hospital for treatment under subsection 1 of section 16 of *The Mental Hospitals Act*, the Minister shall contribute toward the cost of treatment of the patient in the public hospital an amount computed at the rate prescribed by subsection 3 for each day that the patient receives treatment therein. O. Reg. 276/51, s. 2.

(3) A hospital specified in column 1 shall be paid at the rate prescribed in column 2 of the following Table:

TABLE

Item	Column 1	Column 2
1	A Group A hospital	\$ 8.00
2	A Group B hospital	7.25
3	A Group C hospital	6.50
4	A Group D hospital	6.50
5	Any other hospital	5.75

O. Reg. 68/54, s. 1.

(4) The contribution shall be made upon the condition that the hospital accept it as full satisfaction and discharge of the liability of any municipality for that treatment of that patient under section 16 of *The Public Hospitals Act*. O. Reg. 276/51, s. 4.

#### FORMS

22. The forms in the Appendix are prescribed for use under the Act and this Regulation. C.R.O. 1950, Reg. 466, s. 21, amended.

APPENDIX

Form 1

VOLUNTARY APPLICATION

I, .....  
(name of applicant in full)  
of .....  
(municipality of applicant)  
in the County of ....., request  
the Superintendent of the Ontario Hospital at  
..... to admit me as a Voluntary  
Patient.

I pledge myself to give at least five full days' notice in writing to the Superintendent of my intention to leave the said Ontario Hospital.

I promise to conform to the rules and regulations of the said Hospital and to co-operate with the officers thereof in carrying out such treatment or directions as may be necessary in my case.

Witness:

.....  
Date.....19...  
(signature of applicant)

STATEMENT OF MEDICAL PRACTITIONER

The above-named applicant has been examined by me (or is well known to me), and I am of the opinion that (s)he is in need of treatment in an Ontario Hospital.

I am of the opinion that (s)he is not suffering from infirmity due to old age or from incurable disease for which other institutional care is required and that (s)he is not a mental defective.

I am of the opinion that (s)he is a reasonably hopeful subject for treatment with a view to effecting a cure of his (or her) malady.

.....  
(signature of legally  
qualified medical practitioner)  
.....  
(address)

Date.....19...  
C.R.O. 1950, Reg. 466, Form 1.

Form 2

MEDICAL PRACTITIONER'S CERTIFICATE  
FOR THE ADMISSION OF A  
MENTALLY ILL PATIENT

I, the undersigned legally qualified medical practitioner, practising at ....., in the  
(municipality of practitioner)  
County (or District) of .....

hereby certify that on the.....day of  
....., 19..., separately from any  
other medical practitioner, I personally examined

.....  
(name of patient in full)  
of .....  
(municipality of patient)

After making due inquiry into all the facts necessary to be enquired into to enable me to form a satisfactory opinion, I do hereby further certify that (s)he is mentally ill and is a proper person to be confined in an Ontario Hospital, and that I have formed this opinion upon the following grounds:

1. Facts indicating mental illness observed by myself:

Appearance:  
Conduct:  
Conversation:

2. Other facts, if any, indicating mental illness communicated to me by others:

(State from whom the information was received.)

Signed this.....day of ....., 19...

Witness:

.....  
(signature of practitioner)

C.R.O. 1950, Reg. 466, Form 2.

Form 3

MEDICAL PRACTITIONER'S CERTIFICATE  
FOR THE ADMISSION OF A  
MENTALLY DEFECTIVE PATIENT

I, the undersigned legally qualified medical practitioner, practising at ....., in the  
(municipality of practitioner)  
County (or District) of .....

hereby certify that on the.....  
day of ....., 19..., separately from  
any other medical practitioner, I personally examined

.....  
(name of patient in full)  
of .....  
(municipality of patient)

After making due enquiry into all the facts necessary to be enquired into to enable me to form a satisfactory opinion, I do hereby further certify that (s)he is mentally defective and is a proper person to be confined in an Ontario Hospital or Hospital School, and that I have formed this opinion upon the following grounds:

1. Facts indicating mental deficiency observed by myself:  
Appearance:  
Conduct:  
Conversation:

2. Other facts, if any, indicating mental deficiency communicated to me by others:

(State from whom the information was received.)  
Signed this.....day of ....., 19...

Witness:

.....  
(signature of practitioner)

C.R.O. 1950, Reg. 466, Form 3.



## Form 4

## MENTALLY ILL PATIENT'S HISTORY

1. Name of patient in full:
  2. Residence:  
(street and number or lot and concession) (municipality)
  3. County (or district):
  4. Length of residence in this municipality:
  5. Age (last birthday):
  6. Date of birth:
  7. Place of birth:
  8. Racial origin (English, French, etc.):
  9. Religious denomination:
  10. Occupation:
  11. Sex:
  12. Single, married, widowed or divorced:
  13. Number of children, if any, (a) alive:  
(b) dead:
  14. If not born in Canada give,  
(a) date of entry into Canada:  
(b) port of entry into Canada:  
(c) name of vessel or railroad on which patient entered:
  15. Father of patient,  
(a) name in full:  
(b) birthplace:  
If dead, give (a) age at death:  
(b) cause of death:
  16. Mother of patient,  
(a) maiden name in full:  
(b) birthplace:  
If dead, give (a) age at death:  
(b) cause of death:
  17. Family History:  
(a) have any relatives been mentally ill, mentally defective, epileptic or neurotic? If so, give details:  
(b) if there be any history of alcoholism, drug addiction, criminality or suicide in the family, give details:
  18. Describe any abnormalities at birth:
  19. State age at which patient,  
(a) commenced school:  
(b) discontinued school:  
(c) grade or class attained:
  20. Describe,  
(a) any diseases (except nervous or mental) from which the patient has suffered:  
(b) any injuries or surgical operations:
  21. To what extent has patient used alcohol or drugs?
  22. If the patient has suffered from previous attacks of mental illness, give details:
  23. Was the patient mentally and physically normal before the onset of the present illness? If not, give details:
  24. What factor or factors appear to have caused the present illness?
  25. Describe the development of the present illness under the heads,  
(a) time of onset:  
(b) first symptoms:  
(c) memory changes:  
(d) disorders of conduct (peculiar acts, violence, suicidal attempts, etc.):  
(e) emotional states (depression, suspicion, elation, apathy, etc.):  
(f) hallucinations (peculiar sensations, "voices", visions, etc.):  
(g) delusions (ideas of persecution, grandeur, self-accusation, etc.):  
(h) neurological changes:  
(i) other symptoms noted:
  26. Describe the patient's present physical condition:
  27. Has the patient shown suicidal or other dangerous tendencies:
  28. Name of responsible relative or friend who will act as correspondent:
  29. Address of correspondent:
  30. Relationship of correspondent to patient:
  31. Telephone number of correspondent:
- .....  
(signature of medical practitioner)
- .....  
(address)
- Date, , 19 .....
- (Space below for use of Hospital Authorities)
- Admission awarded and patient to be admitted on or before .....
- .....  
Superintendent
- Date admitted .....
- Time admitted .....
- Admitted by .....
- (admitting officer)
- Case Book No. ....



## Form 5

## MENTALLY DEFECTIVE PATIENT'S HISTORY

1. Name of patient in full:
2. (a) Age:  
(b) Date and year of birth:  
(c) Sex:
3. Residence, Street and Number:  
Lot and Concession:  
Municipality:
4. County or District:
5. Length of residence in this municipality:
6. Place of birth:
7. Religious denomination:
8. Racial origin:
9. Marital status (single, married, widowed, divorced, separated):
10. Number and ages of children, if any, living or dead:
11. If not born in Canada give,  
(a) date of entry into Canada:  
(b) port of entry:  
(c) name of vessel or railroad on which patient entered:
12. Family History:  
(a) Paternal Grandparents—  
Name, age, occupation:  
If dead, age and cause:  
(b) Maternal Grandparents—  
Name, age, occupation:  
If dead, age and cause:  
(c) Father—Name, age, birthplace, school grade reached and age, occupation:  
If dead, age and cause:  
(d) Mother—Maiden name, age, birthplace, school grade reached and age, occupation before marriage:  
If dead, age and cause:  
(e) Brothers and Sisters:  
In order of birth, living or dead:  
Give the name, age:  
If dead, age and cause:  
School grade reached and the age on leaving school:
13. Give age of parents at marriage:
14. Are father and mother blood relations?
15. Have any relatives been mentally ill, feeble-minded, epileptic, neurotic, eccentric? Give particulars:
16. Personal and Development History:  
(a) Was birth of patient full term?  
(b) Was birth natural, prolonged or difficult?  
(c) Were instruments used?  
(d) Was there injury at birth?  
(e) Were there any convulsions associated with or shortly after birth?  
(f) Was patient breast or bottle fed?  
(g) Describe any feeding defects in the first two years:  
(h) Age at which first tooth appeared:  
(i) Give age patient began to walk:  
(j) Give age patient began to talk:  
(k) Is there any speech defect now present?  
(l) Is present gait normal, awkward or shuffling?
17. School History:  
(a) Age began school:  
(b) Grade or class reached:  
Give age on leaving school:  
(c) Reasons for leaving school:  
(d) If never attended school, give reasons:  
(e) Has patient had auxiliary class training?  
(f) Can patient read and write?
18. Economic History:  
Has patient ever earned wages? If so, state type of work, how long employed, wages earned and reasons for leaving:
19. Social History:  
(a) What are the patient's interests or amusements?  
(b) Has patient playmates, if so, are they of the same age or sex or are they younger?
20. Moral History:  
(a) Is there a history of petty thieving or stealing?  
(b) Does patient do injury to himself?  
(c) Is patient cruel to people or animals?  
(d) Is patient a fire-setter?  
(e) Describe patient's sex interests and experiences, if any:
21. Habits:  
(a) Can patient dress and undress self?  
(b) Can patient feed self? Is feeding cleanly?  
(c) Does patient wet or soil bed or clothing?  
(d) Does patient sleep well at night?

- (e) Has patient any preference in foods?
- (f) Can patient go up and down stairs unaided?
- (g) Describe character traits. Is patient quarrelsome, quick or violent tempered, suggestible, stubborn, seclusive, suspicious, obedient, etc.?
22. Psychometric Examination:  
Mental age, intelligence quotient, date of examination:
23. Previous Illnesses:  
(a) Has patient had any serious illnesses? Give age, type and duration of illness, where treated:  
(b) Has patient had any serious accidents? Give age, nature of, and where treated:
24. Physical Examination:  
(a) What is the patient's present physical condition?  
(b) What contagious or infectious diseases has patient had, what age, were there any sequelae?  
(c) What contagious or infectious diseases has patient been immunized against, give date?  
(d) Has a blood Wassermann been taken, what result, and the date?
25. Name of responsible relative or friend who will act as correspondent:
26. The address of correspondent:
27. The telephone number of correspondent:
28. Relation of correspondent to patient:  
.....  
(signature of medical practitioner)  
.....  
(address)
- Date . . . . . 19 . . . . .
- (Space below for use of Hospital Authorities)

Admission awarded and patient to be admitted on

.....

Superintendent

Date admitted

Time admitted

Admitting Officer

Case Book No. ....

C.R.O. 1950, Reg. 466, Form 5.

Form 6

FINANCIAL STATEMENT

1. This Form is to be completed by a responsible relative or friend.
2. Under *The Mental Hospitals Act*, the Public Trustee is committee of the estates of all patients confined

- in Ontario Hospitals and as such has full power to manage the estate of the patient to the same extent as the patient could, if of sound mind. No person other than the Public Trustee can deal with the patient's estate except a committee appointed under *The Mental Incompetency Act*. The Public Trustee endeavours to protect the interests of the patient to the fullest extent and in the most economic manner and the expense of giving security and legal costs on application to the Court are avoided.
3. When the patient is discharged from hospital, the balance of the estate will be returned to him (or her).
4. Section 13 of Regulation 416 of Revised Regulations of Ontario, 1960, made under *The Mental Hospitals Act* states that, "(1) The minimum rate for which a patient, his estate or the person liable for his maintenance is liable in the general wards of any institution, except the Ontario Hospital, Whitby, and the Ontario Hospital, Woodstock, is \$7 per week, and for the Ontario Hospital, Whitby, and the Ontario Hospital, Woodstock, is \$10.50 per week, and, where the patient's condition requires special care and treatment, such further charges may be made as the superintendent determines. (2) The rate does not include clothing and the cost of clothing is an additional charge upon the patient, his estate or the person liable for maintenance."
1. Name of patient in full:
2. Residence:  
(Street and number or lot and concession):  
(Municipality):  
(County or district):
3. Length of residence in this municipality:
4. Age of patient:
5. If married, give the name and address of husband or wife:
6. If single, give the name and address of parent or responsible relative:
7. Give the names and ages of any dependants whom the patient has to support:
8. If the patient be single, state,  
(a) probable net income of parent or guardian:  
(b) number of his (or her) dependants:
9. If the patient be a married woman, state,  
(a) income of her husband:  
(b) occupation of her husband:  
(c) husband's place of employment:
- REAL ESTATE
10. Give (1) the number of the lot, concession, township and county, (2) the number of acres, (3) whether leased or freehold, (4) the name and address of mortgagee, if any, and (5) the market value of the property.  
(a) Property of patient:  
Mortgages or charges on same, if any:  
(b) If the patient be a married woman, state also property of husband:  
Mortgages or charges on same, if any:  
(c) Property of parents:  
Mortgages or charges on same, if any:

11. If property of the patient has been rented, give the following information:

- Name of tenant:
- Particulars of tenancy, such as length and terms of lease:
- Is the lease in writing?
- If so, in whose possession is the document?
- Give the address of such person:
- To whom has the rent been paid?
- To what date has the rent been paid?

#### LIFE INSURANCE

Name of the Company or Society	Number of Policy	Amount of Insurance	In whose possession is the Policy?	Who is named in the policy as Beneficiary?
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....

#### PERSONAL ESTATE

13. CASH ON HAND AND IN BANK

- Give name and address of person who is in possession of the cash:
- What is the amount?
- If deposited in a bank, give the name of the bank:
- Where is the bank located?
- In whose possession is the bank book?
- State the amount in the bank account:

14. STOCKS, BONDS AND SIMILAR INVESTMENTS

Name of Security	Par Value	In whose possession
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....

#### PERSONAL PROPERTY (Give approximate values)

- Farm Implements:
- Stock in trade:
- Live stock:
- Farm produce:
- Other property (if any):

#### MONEYS SECURED BY MORTGAGE

- Give the name and address of mortgagors who have borrowed money from the patient, setting out in detail separately each mortgage:
- State in whose possession the mortgages are, and the address of such person:

17. BOOK DEBTS AND PROMISSORY NOTES OWING TO PATIENT

- Give the names and addresses of debtors:
- State in whose possession the notes are, and the address of such person:

18. LIABILITIES, IF ANY, OTHER THAN MORTGAGE DEBTS

19. MANAGEMENT OF THE PATIENT'S ESTATE

What suggestions do the relatives or friends make for the guidance of the Public Trustee?

20. PAYMENT OF MAINTENANCE

- Name of person who will pay the maintenance charges:
- Address:
- Relationship to patient:
- Rate of maintenance:

This rate is set without prejudice to the right of the hospital to collect at any future time all arrears of maintenance from the date of admission at the rate authorized by the regulations under *The Mental Hospitals Act*.

.....  
(signature of responsible relative or friend)

.....  
(address)

.....  
(relationship to patient)

Date....., 19.....

The Steward of the Hospital shall send one copy of this Form to the Deputy Minister and one copy to the Public Trustee as soon as the patient is admitted, whether or not the patient has any estate.

C.R.O. 1950, Reg. 466, Form 6.

#### Form 7

#### WARRANT FOR APPREHENSION OF MENTALLY ILL, MENTALLY DEFECTIVE OR EPILEPTIC PERSON

TO ALL OR ANY of the Peace Officers in the County (or District) of.....

WHEREAS information upon oath has this day been laid before the undersigned, a Justice of the Peace in and for the said County (or District), that.....

..... is mentally ill, mentally defective or epileptic;

THESE ARE THEREFORE to command you, in Her Majesty's name, forthwith to apprehend such person and bring him (or her) before a Magistrate for the

Province of Ontario, in order that inquiry may be made respecting the mental condition of such person, and that (s)he may further be dealt with according to law.

.....  
(signature of Justice)

Date....., 19...

C.R.O. 1950, Reg. 466, Form 7.

**Form 8**

**MAGISTRATE'S WARRANT TO COMMITTAL  
FOR SAFE CUSTODY PENDING INQUIRY  
INTO MENTAL CONDITION**

In the Magistrate's Court for the.....  
of .....

TO ALL OR ANY of the Peace Officers in the  
County (*or* District) of .....

WHEREAS information upon oath was laid before  
one of Her Majesty's Justices of the Peace in and for  
the said County that.....  
is mentally ill, mentally defective or epileptic;

AND WHEREAS the hearing of the same has been  
adjourned until the.....day of.....,  
19...;

AND WHEREAS it is necessary that such person  
be kept in safe custody in the meantime;

THESE ARE THEREFORE TO COMMAND  
you or any of you, the said Peace Officers, in Her  
Majesty's name, forthwith to convey and deliver such  
person into the custody of .....

AND I HEREBY REQUIRE YOU, the said Custodian, to receive such person into your custody and there safely keep him (*or* her) until the date mentioned above when you are hereby required to have such person brought before such Magistrate as may then be there to make further inquiry respecting his (*or* her) mental condition at the time and place to which the said hearing has been adjourned, as aforesaid, and to be further dealt with according to law.

.....  
(signature of Magistrate)

Date....., 19...

C.R.O. 1950, Reg. 466, Form 8.

**Form 9**

**HISTORY OF PATIENT COMMITTED BY  
MAGISTRATE**

1. Name in full of person committed:
2. Address of person committed:
3. Municipality in which apprehended:
4. County (*or* District) in which apprehended:
5. Age (last birthday):
6. Date of birth:
7. Place of birth:

8. Racial origin (English, French, etc.):
9. Religious denomination:
10. Occupation:
11. Sex:
12. Single, married, widowed, divorced or separated:
13. Name and address of responsible relative or friend who will act as correspondent:
14. Relationship of correspondent to person committed:
15. If there be any history of previous mental illness, give details:
16. If the person committed has any funds, or property, give details:
17. If the relatives or friends of the person committed are able to contribute to his (*or* her) maintenance whilst in hospital, give details:
18. Has any charge been laid against the person committed other than that of being mentally ill, mentally defective, *or* epileptic? If so, state what the charge is:
19. State where such charge has now been withdrawn:
20. Is this person now under sentence? If so, give details:

.....  
(signature of magistrate)

Date....., 19...

C.R.O. 1950, Reg. 466, Form 9.

**Form 10**

*The Mental Hospitals Act*

**CERTIFICATE OF MAGISTRATE**

In the Magistrate's Court held at.....  
..... for the.....  
(address) (county or  
..... of.....  
district)

I certify that, after reasonable inquiry with reference  
to the mental condition of.....  
(name of person)  
an alleged.....  
(mentally ill\* or mentally defective)  
person, of.....  
(municipality of residence)

who was brought before me on the.....day of  
....., 19..., I am satisfied that  
.....  
(name of person)

is.....  
(mentally ill\* or mentally defective)  
.....  
(signature of magistrate)

Date....., 19...

\*NOTE: See Part VI of the Act with respect to epileptics.



**Form 11****WARRANT FOR REMOVAL TO HOSPITAL  
OR HOSPITAL SCHOOL**

To the Provincial Bailiff, and to the Sheriff for the  
County (or District) of.....  
AND to the Superintendent of the Ontario Hospital,  
.....

YOU, the said Provincial Bailiff and Sheriff, are  
hereby authorized and required forthwith to take into  
your custody and convey, or cause to be conveyed

..... a mentally ill,  
mentally defective or epileptic person who is at present  
confined in the.....

at..... to the  
said Ontario Hospital, his (or her) removal to such  
Hospital having been approved and authorized.

AND YOU, the said Superintendent of the said  
Ontario Hospital, are hereby authorized and directed  
to receive and detain in custody the said mentally ill,  
mentally defective or epileptic person in the said Hos-  
pital.

.....  
Deputy Minister

Date....., 19...

C.R.O. 1950, Reg. 466, Form 11.

**Form 12****WARRANT FOR TRANSFER**

TO THE Superintendent of the Ontario Hospital  
.....

AND TO the Superintendent of the Ontario Hospital  
.....

AND TO the Provincial Bailiff.

WHEREAS it appears advisable to transfer  
..... a patient now detained  
in the said Ontario Hospital.....  
to the said Ontario Hospital.....

NOW BY THIS WARRANT you, the said Super-  
intendent of the said Ontario Hospital.....  
are hereby authorized and required to deliver the said  
patient into the custody of the said Provincial Bailiff  
who is hereby authorized and required to transfer the  
said patient to the Superintendent of the said Ontario  
Hospital.....

AND YOU, the said Superintendent of the said  
Ontario Hospital....., are  
hereby authorized and directed to receive and detain  
the said patient in custody in the said Hospital.

.....  
Deputy Minister

Date....., 19

**ONTARIO****BY THE HONOURABLE LIEUTENANT  
GOVERNOR OF THE PROVINCE OF ONTARIO**

TO the.....  
AND TO the Superintendent of the Ontario Hospital  
AND TO the Provincial Bailiff,

GREETING:

WHEREAS the..... of.....

at present confined in the..... has been  
duly certified pursuant to and in accordance with the  
statute in that behalf,

NOW BY THIS WARRANT I DO HEREBY  
COMMAND AND AUTHORIZE you, the said.....

..... of the said.....  
to deliver such person into the custody of the Provincial  
Bailiff who shall receive and convey such person to the  
said Ontario Hospital:

AND I DO HEREBY COMMAND AND AUTH-  
ORIZE you, the said Provincial Bailiff, to convey  
such person from the said..... to the  
said Ontario Hospital:

AND I DO HEREBY COMMAND AND AUTH-  
ORIZE you, the said Superintendent of the said  
Ontario Hospital, to receive such person into your cus-  
tody in the said Ontario Hospital, there to safely keep  
..... until I order such person back  
to imprisonment, or until..... discharge is  
directed by me or other lawful authority:

GIVEN under my Hand and Seal, in the City of  
Toronto, in the County of York, this.....  
day of..... in the year of Our Lord  
one thousand nine hundred and.....  
and in the..... year of Her Majesty's Reign.  
BY COMMAND,

.....  
Deputy Minister of Health

.....  
Assistant Provincial Secretary

C.R.O. 1950, Reg. 466, Form 12.

**Form 13***The Mental Hospitals Act***ORDER OF REMAND TO AN INSTITUTION  
UNDER SECTION 38 OF THE ACT**

In the..... Court held at  
..... for the  
(address)

..... of.....  
(county or district)

To The Peace Officers in the.....  
of.....

And To The Superintendent of The Ontario Hospital

I order that.....  
(name of person)

charged on this date with.....

be admitted to The Ontario Hospital.....

I direct the peace officer or officers, or any of them, of

.....to convey

.....to The Ontario

Hospital.....and I order the superin-

tendent of The Ontario Hospital.....

to admit and detain.....

(name of person)

therein for a period of not more than.....days.

Judge or Magistrate

Date....., 19...

O. Reg. 139/55, s. 1 (16).

#### Form 14

##### PROBATION BOND

I,.....  
(name of applicant in full)

being the.....  
(relationship to patient)

of.....  
(name of patient in full)

a patient in the Ontario Hospital.....  
request the Superintendent to allow him (*or her*) to the said hos-  
pital if I find that I am unable to give him (*or her*)  
sufficient oversight.

I undertake on my part to keep an oversight over  
him (*or her*) during the term of his (*or her*) period of  
probation, and to return him (*or her*) to the said hos-  
pital if I find that I am unable to give him (*or her*)  
sufficient oversight.

.....  
(signature of applicant)

.....  
(address in full)

Date....., 19...

C.R.O. 1950, Reg. 466, Form 17.

#### Form 15

##### CERTIFICATE FOR APPROVED HOME

I, the Minister of Health for the Province of On-  
tario, do hereby certify that the premises located at

.....in the.....

of.....in the County of.....

may be used by.....  
as an Approved Home within the meaning of *The*

*Mental Hospitals Act* for patients of the Ontario Hos-  
pital.....unless and until this  
certificate is revoked in writing under my hand.

.....  
Minister of Health

Date....., 19...

C.R.O. 1950, Reg. 466, Form 19.

#### Form 16

##### VOLUNTARY APPLICATION OF AN HABITUE

I,.....  
(name of applicant in full)

of.....  
(municipality of applicant)

in the County of....., being

addicted to the use of.....  
(alcohol or drugs)

request the Superintendent of the Ontario Hospital at

.....to admit me as a Voluntary  
Patient.

I hereby pledge myself to remain in the said Hospital  
for such period, not exceeding one year, as the said  
Superintendent may deem necessary to effect a per-  
manent cure in my case.

I promise to conform to the rules and regulations of  
the said Hospital and to co-operate with the officers  
thereof in carrying out such treatment or directions as  
may be necessary in my case.

Witness:

.....  
(signature of applicant)

Date....., 19...

##### STATEMENT OF MEDICAL PRACTITIONER

The above-named has been examined by me (*or is*  
well known to me) and I am of the opinion that (s)he  
is an alcoholic (*or drug*) habitue, and that (s)he is a  
reasonably hopeful subject for treatment with a view  
to effecting a cure of his (*or her*) malady.

.....  
(signature of legally  
qualified medical practitioner)

.....  
(address)

Date....., 19...

C.R.O. 1950, Reg. 466, Form 20.

#### Form 17

##### PETITION

TO HIS HONOUR JUDGE.....  
of the County (*or District*) Court of the County (*or*  
United Counties, *or District*) of.....

THE PETITION OF.....sheweth  
as follows:

1. That.....is a *bona fide*  
resident of Ontario.

2. That the said.....is so given over to the use of alcohol (*or* drugs) that he is unable to control himself.

*or*

That the said.....is so given over the use of alcohol (*or* drugs) that he is incapable of managing his affairs.

*or*

That the said.....is so given over to the use of alcohol (*or* drugs) that he squanders or mismanages his property.

*or*

That the said.....is so given over to the use of alcohol (*or* drugs) that he places his family in danger of distress.

*or*

That the said.....is so given over to the use of alcohol (*or* drugs) that he transacts his business prejudicially to the interests of his family (*or* his creditors).

*or*

That the said.....uses drugs (*or* intoxicating liquors) to such an extent as to render him dangerous to himself (*or* others).

*or*

That the said.....uses drugs and intoxicating liquor to such an extent that he incurs the danger of ruining his health and shortening his life thereby.

THE PETITIONER THEREFORE PRAYS that a hearing and examination of the matters and allegations herein above set forth may be had, and the Petitioner will ever pray.

Dated at.....this..... day of....., 19...

(signature of petitioner)

NOTE: Any one or more of the alternatives of paragraph 2 may be used. Wherever the word "*or*" appears in this Form it may be altered to read "*and*".

C.R.O. 1950, Reg. 466, Form 21.

### Form 18

#### AFFIDAVIT VERIFYING PETITION

PROVINCE OF ONTARIO (I.....  
of the.....of.....  
COUNTY OF.....in the.....of.....  
make oath and say:

TO WIT:

1. That I am the Petitioner whose signature is subscribed at the foot of the Petition hereto annexed.

2. That I know.....named in the said Petition.

2. That the said.....is a *bona fide* resident of Ontario residing at the..... of.....

4. That the relationship existing between the said.....and myself is that of.....

*or*

That the said.....has no relatives in Ontario and that I am a friend of the said.....and am well acquainted with him.

5. That I have personal cognizance of the facts set out in the said Petition.

SWORN before me at)

this.....day of  
....., 19...

C.R.O. 1950, Reg. 466, Form 22.

### Form 19

#### NOTICE OF APPOINTMENT

IN THE MATTER OF *The Mental Hospitals Act*,  
AND IN THE MATTER OF.....

I hereby appoint..... day, the..... day of....., 19..., at the hour of..... o'clock in the.....noon, at my Chambers in the Court House in the.....of..... for the hearing and examination of the matters and allegations set forth in the Petition of..... bearing date the.....day of....., 19...

Dated at.....this..... day of....., 19...

Judge of the County (*or* District)  
Court of the County (*or* United Counties, *or* District) of.....

C.R.O. 1950, Reg. 466, Form 23.

### Form 20

#### WARRANT FOR REMOVAL, DETENTION AND TREATMENT OF AN HABITUE

TO THE Provincial Bailiff,

AND TO the Superintendent of the Ontario Hospital

WHEREAS a report, and the evidence whereon such report was based, has been received by me from His Honour..... a Judge of the County (or District) Court of....., concerning one....., an alcoholic (or drug) habitue, so found, who resides at.....

THIS IS THEREFORE to command and authorize you, the said Provincial Bailiff, pursuant to Section 54 of *The Mental Hospitals Act*, to take into your custody and deliver the said habitue into the custody of the said Superintendent of the said Ontario Hospital.

AND YOU, the said Superintendent of the said Ontario Hospital, pursuant to the said Section, are hereby commanded and authorized to receive the said habitue in the said Ontario Hospital, and to treat and detain the said habitue in the said Ontario Hospital for a period not exceeding two years from the date of his (or her) admission to the said Ontario Hospital, unless (s)he be sooner discharged by the due course of the law.

Deputy Minister

Date ....., 19...

C.R.O. 1950, Reg. 466, Form 24.

### Form 21

#### MEDICAL PRACTITIONER'S CERTIFICATE FOR TEMPORARY ADMISSION OF AN HABITUE

I, the undersigned legally qualified medical practitioner, practising at..... (municipality of practitioner)

in the County (or District of ..... ) hereby certify that on the ..... day of ....., 19..., I personally examined

(name of patient in full)

of ..... (municipality of patient)

After making due enquiry into all the facts in connection therewith necessary to be enquired into in order to enable me to form a satisfactory opinion, I do hereby further certify that (s)he is suffering from the effects of alcohol (or drugs) to such a degree as to require hospital care and that (s)he is a proper person to be confined in an Ontario Hospital for a period not exceeding thirty days and that I have formed this opinion upon the following grounds, namely:

1. Facts indicating alcoholism (or drug addiction) observed by myself:

Appearance:  
Conduct:  
Conversation:

2. Other facts, if any, indicating alcoholism (or drug addiction) communicated to me by others:

(State from whom the information was received.)

Signed this..... day of....., 19...

Witness:

(signature of medical practitioner)

C.R.O. 1950, Reg. 466, Form 25.

### Form 22

#### MEDICAL PRACTITIONER'S CERTIFICATE FOR THE ADMISSION OF AN EPILEPTIC PATIENT

I, the undersigned legally qualified medical practitioner, practising at..... (municipality of practitioner)

in the County (or District) of.....

hereby certify that on the..... day of ....., 19..., separately from any other medical practitioner, I personally examined

(name of patient in full)

of ..... (municipality of patient)

After making due enquiry into all the facts in connection therewith necessary to be enquired into in order to enable me to form a satisfactory opinion, I do hereby further certify that (s)he is an epileptic and is a proper person to be confined in an Ontario Hospital, and that I have formed this opinion upon the following grounds, namely:

1. Facts indicating epilepsy observed by myself:

Appearance:  
Conduct:  
Conversation:

2. Other facts, if any, indicating epilepsy communicated to me by others:

(State from whom the information was received.)

Signed this..... day of....., 19...

Witness:

(signature of medical practitioner)

C.R.O. 1950, Reg. 466, Form 26.

### Form 23

#### EPILEPTIC PATIENT'S HISTORY

1. Name of patient in full:

2. Residence:  
(street and number or lot and concession)

(municipality) (county or district)

3. Length of residence in this municipality:

4. (a) Date of birth:

(b) Age (last birthday):

5. Place of birth:

6. Racial origin (English, French, etc.):

7. Religious denomination:

8. (a) Sex:

(b) Single, married, widowed, separated, or divorced:



9. Names and ages of children, if any (if dead, so state and give cause):
10. Occupation (give kind of work and industry or business):
11. If not born in Canada, state,
  - (a) Date of entry into Canada:
  - (b) Port of entry into Canada:
  - (c) Name of vessel or railroad on which patient entered:
  - (d) Has patient been naturalized? If so, when?
12. Family History:
  - (a) Father—
 

Name in full:

Birthplace:

Citizenship:

Age:

Occupation:

If dead, give,

    - (1) age at death:
    - (2) cause of death:
  - (b) Mother—
 

Maiden name in full:

Birthplace:

Citizenship:

Age:

Occupation before marriage:

If dead, give,

    - (1) age at death:
    - (2) cause of death:
  - (c) Any consanguinity?
  - (d) Give names and ages, in chronological order of patient's brothers and sisters. (If dead, so state and give cause):
  - (e) Have any of the above or other relatives been mentally ill, mentally defective, epileptic, mentally unstable or is there any history of tuberculosis, alcoholism, drug addiction, criminality or suicide? If so, give details, with names and relationship:
13. Personal and Development History:
  - (a) Was patient born at full term?
  - (b) Was labour prolonged, difficult or unusual?
  - (c) Was birth natural or instrumental?
  - (d) Was there any evidence of birth injury?
  - (e) Was patient breast or bottle fed?
  - (f) Were eliminative habits established early or late?
  - (g) Was anything unusual in teething?
  - (h) Age at beginning to talk:
  - (i) Age at beginning to walk:
  - (j) Had patient convulsions in infancy? If so, give details:
14. Educational History:
  - (a) Age when patient commenced school:
  - (b) Age and class or grade attained on leaving school:
  - (c) Has patient had auxiliary class training?
  - (d) If never attended school, state reasons:
  - (e) Can patient read and write?
15. Economic History:
 

If patient has been employed, state:

  - (a) Age at commencing work:
  - (b) Has patient worked steadily or irregularly?
  - (c) Were wages equal to the average for type of work?
  - (d) When last worked at occupation:
  - (e) Total years spent in occupation:
  - (f) Has patient driven a car?
16. Social and Moral History and Habits:
  - (a) Was patient in childhood accepted as an equal by companions?
  - (b) Describe companions in terms of age and sex:
  - (c) Has patient been interested in social activities?
  - (d) Has patient been shy, retiring, seclusive, obtrusive or domineering? (underline)
  - (e) What has been patient's attitude toward religion?
  - (f) Is patient a fire-setter?
  - (g) Has patient ever been arrested? If so, give details:
  - (h) Is patient an abstainer, temperate or intemperate in the use of alcohol?
  - (i) Is patient addicted to narcotic drugs?
  - (j) Does patient use tobacco?
  - (k) Is patient cleanly in personal habits?
  - (l) Does patient require aid in feeding, dressing or walking?
17. Previous Illnesses:
  - (a) Did patient have any accidents with injury to the head followed by unconsciousness before onset of epilepsy? If so, state the nature, date, period of unconsciousness, after-effects, if any, where treated, etc.:
  - (b) Has patient had any other serious illnesses or surgical operations? If so, describe giving date, duration, where treated, etc.:
18. Was there any evidence of mental defectiveness before the onset of epilepsy? If so, give details:

19. Was there any change in patient's character and disposition before the onset of epilepsy? If so, give details:
20. What factor or factors appear to have been the cause of epilepsy in this case?
21. History of Epilepsy:
- (a) Age at time of onset of seizures:  
(Inquire concerning "weak spells", "staring spells", "dizzy spells", "fainting spells", etc., as well as "fits" or "convulsions".)
- (b) Did patient appear in good physical health before the first seizure? If not, give details:
- (c) Was the first seizure mild or severe?
- (d) What were the circumstances?
- (e) Has patient had both mild and severe seizures?
- (f) Frequency of seizures, (1) at first: (2) at present:
- (g) Do seizures occur when awake or asleep?
- (h) Describe the mild attacks, if any:
- (i) Are the severe seizures characterized by (1) partial or complete unconsciousness? (2) gradual or sudden fall? (3) rigidity (tonic phase)? (4) paling or cyanosis? (5) jerking of limbs, etc. (clonic phase)? (6) biting of tongue? (7) other injuries? (8) frothing at the mouth? (9) discharge of urine or faeces? (10) stertorous breathing? (11) terminal sleep?
- (j) Is there a warning or aura? If so, describe:
- (k) Has patient seizures which are characterized by spasm of one limb or part or both limbs on the same side, without marked change in consciousness? If so, do they sometimes become generalized with complete unconsciousness?
- (l) Has the patient had any sudden attacks of mental disturbance independent of seizures? If so, describe and give duration of attack.
- (m) State what treatment patient has been receiving, giving dosage and effects:
22. Mental Condition:
- (a) Is there evidence of retarded mental development since the onset of seizures? If so, describe:
- (b) Has patient shown any mental deterioration since the onset of seizures? If so, describe:
- (c) Have there been any prolonged clouded and confused states following seizures? If so, describe and give duration:
- (d) Has patient been pleasant, agreeable and easily managed or irritable, quarrelsome, complaintive, domineering, self-centered, periodically excited or depressed, impulsive, unco-operative and difficult to manage? (underline):
- (e) Has patient been subject to violent outbursts of temper with destructiveness? If so, describe:
- (f) Has patient threatened or attempted suicide or been dangerous to others? If so, give details:
- (g) Is patient delusional or hallucinated? If so, describe:
- (h) Has patient shown any appreciation of the changed mental condition, if any?
23. Physical Condition:
- (a) Is patient in good general health? If not, give details:
- (b) Describe any physical abnormalities:  
(1) Congenital: (2) Acquired:
- (c) Against what contagious and infectious diseases has patient been immunized?
- (d) Has Wassermann or other blood test been done? Result:
- (e) Is there any evidence of gonococcal infection?
24. Military Service:
- (a) Date and place of enlistment:
- (b) Regimental number:
- (c) Unit:
- (d) Date and place of discharge:
- (e) Disability:
- (f) Pension:
25. What relatives or friends have assisted in providing the above information?
26. Has a physician observed the patient in a seizure? If so, give name and address:
27. Name and relationship to patient of person who will act as correspondent:  
Address:  
Telephone No.:  
Nearest telegraph office (state company):
28. Name and address of person who will provide clothing for patient while in hospital:
- (signature of medical practitioner)
- (address)
- Date . . . . . 19 . . . . .
- (Space below for use of Hospital Authorities)
- Application No . . . . .
- Admission awarded and patient to be admitted on or before . . . . .
- Date admitted . . . . . Time admitted . . . . .
- Admitted by . . . . . (admitting officer)
- Case Book No . . . . . Superintendent . . . . .

## Form 24

## CERTIFICATE FOR EXAMINATION UNIT

I, the Minister of Health for the Province of Ontario, do hereby certify that the premises located at

..... in the .....

of ....., in the County of .....

and usually described as follows:

.....  
 .....

may be used as an Examination Unit within the meaning of *The Mental Hospitals Act*, unless and until this certificate is revoked in writing under my hand.

Date..... 19...

.....  
 Minister of Health

C.R.O. 1950, Reg. 466, Form 28.

## Form 25

MEDICAL PRACTITIONER'S CERTIFICATE  
FOR THE ADMISSION OF A PATIENT  
TO AN EXAMINATION UNIT

I, the undersigned legally qualified medical practitioner, practising at.....  
 (municipality of medical practitioner)

in the County (or District) of.....

hereby certify that, within the past seven days, I personally examined.....  
 (name of patient in full)

of.....  
 (municipality of patient)

After making due enquiry into all facts in connection therewith necessary to be enquired into in order to enable me to form a satisfactory opinion, I do hereby further certify that (s)he is a proper person to be confined in an examination unit, and that the following signs and symptoms have been observed which indicate a psychopathic disability, namely:

1. Facts indicating a psychopathic disability observed by myself:

Appearance:  
 Conduct:  
 Conversation:

2. Other facts, if any, indicating a psychopathic disability communicated to me by others:

(State from whom information was received.)

Signed this ..... day of .....

19...

Witness:

.....  
 (signature of medical practitioner)

C.R.O. 1950, Reg. 466, Form 29.

## Form 26

## BOND FOR MAINTENANCE

KNOW ALL MEN BY THESE PRESENTS that

we..... of the.....

of..... in the County of.....

and..... of the.....

of..... in the County of.....  
 (hereinafter called the Obligors) are held and firmly bound unto the Steward of the Ontario Hospital, at

..... in the sum of  
 FIVE HUNDRED DOLLARS for the payment whereof we hereby bind ourselves jointly and severally, our heirs, executors and administrators, firmly by these

presents, sealed with our seals, and dated this.....

day of..... in the year of our Lord

one thousand nine hundred and.....

WHEREAS.....  
 has been awarded admission as a patient to the Ontario

Hospital at..... at the rate of

..... dollars per week maintenance, exclusive of clothing, which rate is set entirely without prejudice to the rights of the Department to collect, at any future date, arrears of maintenance, if any, at the rates authorized by the regulations made under *The Mental Hospitals Act*.

AND WHEREAS the Obligors above named, in consideration of the said admission, have agreed with the Steward of the said Hospital to pay the said maintenance quarterly in advance on the first days of January, April, July and October in each year, so long as the patient remains in the said Hospital or any other Hospital to which (s)he may be removed, and to supply the patient from time to time with suitable clothing as may be required.

NOW THE CONDITION OF THIS OBLIGATION is such that if the said Obligors, their heirs, executors or administrators shall pay or cause to be paid to the said Steward maintenance at the rate aforesaid at the time and in the manner hereinbefore provided, and shall provide the clothing and pay the charges and perform the other terms of the agreement hereinbefore set out, then the obligation shall be void, but otherwise shall remain in full force and virtue.

SIGNED, SEALED } Name.....

AND DELIVERED } Address.....

IN THE } Name.....

PRESENCE OF } Address.....

C.R.O. 1950, Reg. 466, Form 30.

## Form 27

NOTICE OF MAINTENANCE DUE AND OWING  
AND DEMAND FOR PAYMENT

Date.....

Payer

This is to advise you that the sum shown below is  
 due from you for maintenance of .....  
 who was admitted as a patient in the Ontario Hospital  
 ..... on .....  
 day of ....., 19...

Amount of statement previously rendered:	\$
Less Cash on account.....	\$
Balance of arrears to date	
Due for current quarter ending.....	\$
rate \$.....per week:	\$
Total amount due:	\$

The rate of maintenance charges in this account is tentative and without prejudice; and is subject to retroactive change if, in the opinion of the Department, circumstances warrant a higher rate than is charged herein.

Please make remittances direct to the Steward at the above-named Hospital. Bank cheques should be included in the amount of each cheque.

Should the above statement not agree with your records, please communicate at once with the Accountant, Hospitals Branch, Parliament Buildings, Toronto, Ontario.

If your address shown above is not correct, please give correct address here:

New Address: .....

Please accept this notice as a formal demand for the payment of the above sum forthwith.

C.R.O. 1950, Reg. 466, Form 31.

#### Form 28

#### MAGISTRATE'S ORDER FOR EXAMINATION BY MENTAL HEALTH CLINIC

PROVINCE OF ONTARIO  
COUNTY OF

To the Director of the Mental Health Clinic at .....  
 ..... you are hereby  
 authorized and directed to conduct an examination of  
 the mental and physical condition of .....  
 ..... who has been apprehended and  
 charged with ..... in the  
 Court in the .....  
 of .....

Magistrate

C.R.O. 1950, Reg. 466, Form 32.

#### Form 29

#### EXTENSION OF TIME IN EXAMINATION UNIT

TO THE SUPERINTENDENT  
OF THE ONTARIO HOSPITAL.....

Re.....

This will be your authority to extend the period of detention in the Examination Unit for the above-named patient an additional 60 days commencing on .....

The period for which the above-named patient may be detained in the Examination Unit expires on .....

Deputy Minister

Date....., 19...

C.R.O. 1950, Reg. 466, Form 33.

#### Form 30

#### REVOCATION OF CERTIFICATE FOR APPROVED HOME

WHEREAS a certificate has been issued under the hand of the Minister of Health for the Province of Ontario on the.....day of .....  
 ....., 19..., to the effect that the premises located at.....in the .....  
 .....of.....  
 in the County of.....

might be used by  
 as an approved home within the meaning of *The Mental Hospitals Act*, for patients of the Ontario Hospital

I do hereby revoke the said certificate.

Minister of Health

Date....., 19...

C.R.O. 1950, Reg. 466, Form 34.

#### Form 31

#### CERTIFICATE OF DISCHARGE

TO THE SUPERINTENDENT  
OF THE ONTARIO HOSPITAL.....

Re.....

I hereby certify, pursuant to Sections 39 and 46 of *The Mental Hospitals Act*, that the above-named patient is no longer liable to imprisonment.

Deputy Minister

Date....., 19...

C.R.O. 1950, Reg. 466, Form 35.



## Form 32

WARRANT FOR APPREHENSION AND  
DETENTION OF DEPORTED PERSON

TO the Provincial Bailiff.

AND TO.....

AND TO the Superintendent of the Ontario Hospital

.....

WHEREAS I have reason to believe that one,  
....., is a mentally ill, mentally  
defective *or* epileptic person and that (s)he has been  
.....  
or may be deported into Ontario from.....,  
a place without Ontario;

NOW THEREFORE by virtue of the authority  
vested in me by Section 73 of *The Mental Hospitals Act*,  
I hereby order and direct that you, the said Bailiff, and

you, the said....., apprehend  
such person and convey him (*or* her) to the said Hos-  
pital and deliver him (*or* her) into the custody of the  
Superintendent thereof.

AND I further order and direct you, the said Super-  
intendent, to receive such a person into the said  
Hospital and detain him (*or* her) as a patient therein  
for a period not exceeding thirty days.

.....  
Deputy Minister

Date....., 19...

C.R.O. 1950, Reg. 466, Form 36.

## Form 33

## HABITUATE PATIENT'S HISTORY

1. Name of patient in full:
2. Residence:  
(street and number or lot and concession)  
(municipality)
3. County (*or* district):
4. Length of residence in this municipality:
5. Age (last birthday):
6. Date of birth:
7. Place of birth:
8. Racial origin (English, French, etc.):
9. Religious denomination:
10. Occupation:
11. Sex:
12. Single, married, widowed or divorced:
13. Number of children, if any, (a) alive:  
(b) dead:

14. If not born in Canada give,
  - (a) Date of entry into Canada:
  - (b) Port of entry into Canada:
  - (c) Name of vessel or railroad on which patient entered:
15. Father of patient,
  - (a) Name in full:
  - (b) Birthplace:  
If dead, give (a) Age at death:  
(b) Cause of death:
16. Mother of patient:
  - (a) Maiden name in full:
  - (b) Birthplace:  
If dead, give (a) Age at death:  
(b) Cause of death:
17. Family History:
  - (a) Have any relatives been mentally ill, mentally defective, epileptic or neurotic? If so, give details:
  - (b) If there be any history of alcoholism, drug addiction, criminality or suicide in the family, give details:
18. To what extent has patient used alcohol or drugs?
19. Has patient been treated for alcoholism or drug addiction in any institution? Give name and dates:
20. Describe the development of habituation to alcohol or drugs under the following heads:
  - (a) Time of onset:
  - (b) First symptoms:
  - (c) Memory changes:
  - (d) Disorders of conduct (peculiar acts, violence, suicidal attempts, etc.):
  - (e) Emotional states (depression, suspicion, elation, apathy, etc.):
  - (f) Hallucinations (peculiar sensations, "voices", visions, etc.):
  - (g) Delusions (ideas of persecution, grandeur, self-accusation, etc.):
  - (h) Neurological changes:
  - (i) Other symptoms noted:
21. Describe the patient's present physical condition:
22. Has the patient shown suicidal or other dangerous tendencies?
23. Name of responsible relative or friend who will act as correspondent:
24. Address of correspondent:

25. Relationship of correspondent to patient:

26. Telephone No. of correspondent:

(signature of medical practitioner)

(address)

Date....., 19...

(Space below for use of Hospital Authorities)

Admission awarded and patient to be admitted on or before.....

Superintendent

Date admitted.....

Time admitted.....

Admitted by.....  
(admitting officer)

Case Book No:.....

C.R.O. 1950, Reg. 466, Form 37.

#### Form 34

#### CERTIFICATE OF THE MINISTER AND DEPUTY MINISTER FOR PROBATION OR DISCHARGE OF PATIENT ADMITTED ON A WARRANT BY THE LIEUTENANT GOVERNOR

TO THE SUPERINTENDENT  
OF THE ONTARIO HOSPITAL.....

RE....., a patient in the  
said hospital.

I hereby certify, pursuant to sections 39 and 46 of  
*The Mental Hospitals Act*, that the above-named patient  
is no longer liable to imprisonment.

Deputy Minister

Date....., 19...

Upon the application of the said superintendent  
who has notified me that the above-named patient has  
sufficiently recovered to leave the hospital, and upon the  
foregoing certificate of the Deputy Minister that the  
said patient is no longer liable to imprisonment, I  
hereby direct that the said patient may be released on  
probation or discharged from the said hospital.

Given under my hand at the Parliament Buildings,  
in the City of Toronto, this.....day of  
....., 19...

Minister of Health

C.R.O. 1950, Reg. 466, Form 38.

#### Form 35

#### AGREEMENT TO RETURN PATIENT FROM PROBATION

I am removing.....  
(name of patient in full)

from the Ontario Hospital.....  
with the understanding that, if it is necessary to return  
him (or her) to that hospital within six months of this  
date, I will return him (or her) at my own expense.

Witness..... (signature)

Date....., 19..... (address)

(relationship to patient)

C.R.O. 1950, Reg. 466, Form 39.

#### Form 36

#### *The Mental Hospitals Act*

#### WARRANT TO APPREHEND A PATIENT UNDER SECTION 48 OF THE ACT

TO.....

AND to all or any Peace Officers, Police Officers or  
Constables in the Province of Ontario.

WHEREAS.....

a patient admitted to the Ontario Hospital,.....,  
escaped therefrom or, contrary to the provisions of the  
Act and the regulations, left or was taken away or  
removed therefrom on the..... day of.....,  
19...

THESE ARE THEREFORE to command you or  
any of you to apprehend the patient and to take.....  
to and confine..... in any place of detention and from  
thence and as speedily as possible to return..... to  
an institution.

THIS WARRANT shall have force at any time  
within sixty days of the..... day of....., 19...  
Date....., 19...

Deputy Minister or  
superintendent

C.R.O. 1950, Reg. 466, Form 40.

#### Form 37

#### *The Mental Hospitals Act*

#### WARRANT TO APPREHEND A PATIENT ON PROBATION

TO.....

AND to all or any Peace Officers, Police Officers or  
Constables in the Province of Ontario.

WHEREAS.....  
a patient at the Ontario Hospital,.....  
was released on probation therefrom under the Act and  
has again become mentally ill or defective to such a  
degree that.....confinement in an institution is  
necessary;  
THESE ARE THEREFORE to authorize and  
direct you or any of you to apprehend the patient and  
bring.....back to.....  
(name of institution)  
Date....., 19...

Deputy Minister or superintendent  
by whom patient was released  
on probation  
C.R.O. 1950, Reg. 466, Form 41.

Form 38  
*The Mental Hospitals Act*

WARRANT TO APPREHEND AN HABITUE-  
PATIENT ON PROBATION  
TO any constable or peace officer or other person in  
the Province of Ontario:  
WHEREAS.....  
a patient at the Ontario Hospital,.....  
was released on probation therefrom under the Act  
and has again become so given over to the use of  
alcohol or drugs to such a degree that his confinement  
in an institution is necessary;  
THESE ARE THEREFORE to authorize and  
direct you or any of you to apprehend the patient and  
bring.....back to.....  
(name of institution)  
Date....., 19...  
Deputy Minister or superinten-  
dent by whom patient was  
released on probation  
O. Reg. 259/52, s. 1 (42).

Form 39  
*The Mental Hospitals Act*

CERTIFICATE APPROVING PART OF A  
PUBLIC HOSPITAL AS A DETENTION UNIT  
This is to certify that the premises described herein,  
being part of the.....  
(name of hospital)  
are approved as a detention unit under *The Mental  
Hospitals Act*.  
The detention unit comprises the rooms located  
in the hospital and designated by numbers.....  
(room numbers)

on plan No.....registered with the  
Ontario Hospitals Services Commission and dated  
....., 19...  
.....  
Minister of Health  
Dated....., 19...

O. Reg. 257/60, s. 1 (43).

Form 40  
*The Mental Hospitals Act*

CERTIFICATE APPROVING PART OF A  
PSYCHIATRIC UNIT IN A PUBLIC HOSPITAL  
AS AN OBSERVATION UNIT  
This is to certify that the premises described  
herein, being part of the psychiatric unit of.....  
(name of  
.....are approved as an observation unit  
hospital)  
under *The Mental Hospitals Act*.  
The observation unit comprises the rooms located  
in the psychiatric unit and designated by numbers  
.....on plan No .....  
(room numbers)  
registered with the Ontario Hospital Services Com-  
mission and dated....., 19...  
.....  
Minister of Health  
Dated....., 19...  
O. Reg. 257/60, s. 1 (44).

Form 41  
*The Mental Hospitals Act*

CERTIFICATE OF A MEDICAL  
PRACTITIONER  
I believe that.....  
is in need of care in the {Observation Unit}  
  {Detention Unit}  
of.....  
(name of hospital)  
.....  
(signature of medical practitioner)  
.....  
(address)  
.....  
Date....., 19...  
O. Reg. 11/57, s. 1 (45).





Regulation 417

under The Mental Hospitals Act

OUT-PATIENT DEPARTMENTS

1. In this Regulation,
- (a) "out-patient" means a person who,
    - (i) is not a patient, and
    - (ii) attends an out-patient department for the purpose of receiving examination, diagnosis or treatment for a psychiatric disorder;
  - (b) "out-patient department" means a part of a hospital established and maintained for the purpose of examining, diagnosing and treating out-patients;
  - (c) "physical treatment" includes electro shock therapy and insulin shock therapy. O. Reg. 284/60, s. 1.
2. Where an out-patient department is maintained in a hospital the superintendent shall provide therein,
- (a) medical staff and nursing, technical and other assistants in regular attendance;
  - (b) adequate equipment;
  - (c) facilities and clerical staff for keeping records; and
  - (d) the examination, diagnosis and treatment for psychiatric disorders of out-patients. O. Reg. 284/60, s. 2.
3. An infant shall not be examined or treated in an out-patient department except upon the written or oral request of his parent or guardian. O. Reg. 284/60, s. 3.
- 4.—(1) No physical treatment shall be given to an out-patient unless he signs a consent in Form 1.

(2) Where the out-patient is an infant, the consent shall be signed by his parent or guardian. O. Reg. 284/60, s. 4.

Form 1

The Mental Hospitals Act

OUT-PATIENT DEPARTMENTS

AUTHORITY TO GIVE PHYSICAL TREATMENT

This is to certify that I, the undersigned, consent to the administration of electro shock therapy, and

insulin shock therapy upon me (or upon.....

.....) that may be decided to be necessary or advisable.

Exceptions, if any,.....

Witness:

.....  
Signature of out-patient or  
parent or guardian of  
out-patient

Date....., 19....

.....  
Address

O. Reg. 284/60, Form 1.

## Regulation 418

### under The Mental Hospitals Act

#### SPECIAL UNITS

##### 1. In this Regulation,

- (a) "patient" means a person received and lodged in a special unit;
- (b) "physical treatment" includes electro shock therapy, insulin shock therapy and surgery;
- (c) "special unit" means that part of a hospital established and maintained by the hospital for the purpose of examining, consulting and diagnosing, and treating patients suffering from psychiatric disorders. O. Reg. 220/60, s. 1.

2. A special unit shall be approved by the Minister. O. Reg. 220/60, s. 2.

3. A special unit and the patients therein and prospective patients are exempt from the provisions of the Act, except sections 1 to 10, sections 14 to 18, sections 41, 42 and 43, and sections 75, 76 and 77. O. Reg. 220/60, s. 3.

4.—(1) Any person who is, or is believed to be, suffering from a psychiatric disorder and to be in need of the observation, care and treatment provided in a special unit may be admitted thereto on his own application or on the application of a medical practitioner.

(2) An application for admission by a medical practitioner may be made orally or in writing to the superintendent, and the person for whom the application is made shall not be taken to the special unit for admission or admitted thereto until the admission has been granted.

(3) Where an application for admission is made by a person who is not a medical practitioner, the superintendent may admit the person as a patient if,

- (a) he requires treatment in a special unit;
- (b) his mental condition, in the opinion of the superintendent, is such as to render him competent to make application for admission; and
- (c) he makes application in Form 1. O. Reg. 220/60, s. 4.

5.—(1) Where a patient is no longer in need of treatment in a special unit, the attending physician shall write an order that the patient be discharged.

(2) A patient shall be deemed to be discharged when the attending physician writes the order under subsection 1 and communicates it to the patient.

(3) When a patient is discharged, he shall leave the hospital but he may remain in the hospital for a further period not exceeding twenty-four hours with the approval of the superintendent.

(4) When a patient under the age of sixteen years is discharged, the person liable for his maintenance shall remove him from the hospital but at the request of the person so liable the patient may, with the approval of the superintendent, be permitted to remain in the hospital for a further period not exceeding twenty-four hours. O. Reg. 220/60, s. 5.

6.—(1) Where a person is admitted to a special unit he shall give the name and address of a relative or friend to be notified under subsection 3.

(2) The attending physician shall notify the superintendent when he believes that the relative or friend should be present at the hospital with the patient.

(3) The superintendent shall so notify the relative or friend. O. Reg. 220/60, s. 6.

7. No physical treatment shall be given to a patient unless a consent in writing in Form 2 for the performance of the treatment has been signed by,

- (a) the patient; or
- (b) the parent or guardian of the patient if the patient is unmarried and under eighteen years of age. O. Reg. 220/60, s. 7.

8.—(1) The Lieutenant Governor in Council may appoint an advisory committee to the superintendent of the hospital where a special unit has been established.

(2) The advisory committee shall be composed of not more than seven members who shall hold office for three years or until their successors are appointed.

(3) The advisory committee shall advise the superintendent respecting any matters affecting the special unit and make recommendations thereon. O. Reg. 220/60, s. 8.

#### Form 1

##### *The Mental Hospitals Act*

#### SPECIAL UNITS

#### APPLICATION FOR ADMISSION

I, \_\_\_\_\_  
(name of applicant in full)

of \_\_\_\_\_  
(address)

request admission to the special unit at the Ontario  
Hospital, \_\_\_\_\_, as a patient.

I promise to conform to the rules and regulations of the said hospital and to co-operate with the medical staff thereof in carrying out such treatment or directions as may be necessary in my case.

Witness: \_\_\_\_\_

Date \_\_\_\_\_ 19\_\_\_\_  
(signature of applicant)

O. Reg. 220/60, Form 1.

Form 2

*The Mental Hospitals Act*

SPECIAL UNITS

AUTHORITY TO GIVE PHYSICAL TREATMENT

This is to certify that I, the undersigned, consent to the administration of electro shock therapy, insulin shock therapy and surgery upon me (or upon.....) that may be decided to be necessary or advisable.

Exceptions, if any,.....

.....

Witness:

.....

(signature of patient or of parent or guardian of patient)

Date....., 19...

.....  
(address)

O. Reg. 220/60, Form 2.

## Regulation 419

### under The Mental Hospitals Act

#### VETERANS

##### INTERPRETATION

#### 1. In this Regulation,

- (a) "approved home" means a home to which patients may be released from a hospital in the manner provided by this Regulation;
- (b) "department" means the Department of Veterans Affairs (Canada) or such other department of the Government of Canada as is from time to time charged with the care and treatment of persons who are prospective patients;
- (c) "Deputy Minister" means the deputy minister of the department;
- (d) "examination unit" means a place to which any former member of the forces may be sent for observation, care and treatment in the manner provided under this Regulation;
- (e) "hospital" means a hospital operated, maintained, controlled and directed by the department and includes every approved home and examination unit connected therewith or forming part thereof;
- (f) "institution" means a hospital and examination unit;
- (g) "mental defective" and "mentally defective person" means a person in whom there is a condition of arrested or incomplete development of mind, whether arising from inherent causes or induced by disease or injury, and who requires care, supervision and control for his own protection or welfare or for the protection of others;
- (h) "mental deficiency" means the condition of mind of a mental defective;
- (i) "mental illness" means the condition of mind of a mentally ill person;
- (j) "mentally ill person" means a person other than a mental defective who is suffering from such disorder of the mind that he requires care, supervision and control for his own protection or welfare or for the protection of others;
- (k) "Minister" means the Minister of the Crown in right of Canada who has charge of or is responsible for the department;
- (l) "patient" means a person admitted under this Regulation to an institution;
- (m) "prospective patient" means a former member of Her Majesty's naval, military or air forces or other person who is eligible for treatment under the *Department of Veterans Affairs Act* (Canada);
- (n) "superintendent" means an officer in the department who is appointed as the superintendent of an institution and includes an acting superintendent. O. Reg. 9/52, s. 1.

2. The department is exempted from the provisions of the Act, except sections 114 and 115 thereof and the sections referred to therein. O. Reg. 9/52, s. 2.

3. This Regulation applies to the institutions, persons, department, officers and servants referred to in section 114 of the Act. O. Reg. 9/52, s. 3.

##### ADMINISTRATION AND CONTROL

4. Where this Regulation requires or authorizes the Deputy Minister to do any act with respect to the admission, commitment or detention of a former member of the forces, he may appoint any other person to do that act. O. Reg. 9/52, s. 4.

5.—(1) Subject to direction by the Minister, the superintendent of an institution has full control over and the custody and care of the person of every patient in the institution.

(2) Every,

- (a) prospective patient shall be admitted to an institution; and
- (b) patient shall be detained in, released and discharged from an institution,

only as provided by this Regulation. O. Reg. 9/52, s. 5.

##### ADMISSION TO INSTITUTIONS

6. A prospective patient may be admitted to a hospital as a voluntary patient or as a certificated patient. O. Reg. 9/52, s. 6.

7.—(1) A prospective patient may be admitted to an institution as a voluntary patient if he,

- (a) presents himself at the institution;
- (b) is eligible for care and treatment;
- (c) voluntarily makes a written application for admission in Form 1;
- (d) is in such mental condition as, in the opinion of the superintendent, renders him competent to make the application for admission; and
- (e) submits the statement referred to in subsection 2.

(2) The application referred to in subsection 1 shall be accompanied by a statement of the next of kin or other responsible relative or friend in Form 2. O. Reg. 9/52, s. 7.

8. Subject to section 9, a prospective patient received as a voluntary patient shall not be detained more than five days after he has given to the superintendent notice in writing of his desire to leave the institution. O. Reg. 9/52, s. 8.

9.—(1) A prospective patient who is mentally ill and has been admitted to an institution as a voluntary patient may be maintained in custody as a certificated patient upon the certificates of two duly qualified medical practitioners issued in accordance with section 10.

(2) Upon being certificated under subsection 1, the patient is a certificated patient within the meaning



of this Regulation during the time he is a patient and is subject to the provisions of this Regulation respecting certificated patients. O. Reg. 9/52, s. 9.

**10.—(1)** A former member of the forces shall not be admitted to an institution as a certificated patient except upon the certificate in Form 3 of each of two duly qualified medical practitioners and the history record in Form 4.

(2) The certificates required by subsection 1 shall not be issued by a medical practitioner who is an officer in the department.

(3) Each certificate shall,

(a) state and show clearly that the medical practitioner signing it personally examined the patient separately from any other medical practitioner and, after due inquiry into all the necessary facts relating to the case of the patient, found him to be insane, epileptic, mentally ill or mentally defective, as the case may be;

(b) be signed in the presence of one subscribing witness who is not a medical practitioner issuing a certificate; and

(c) show the date upon which the examination was made.

(4) Each medical practitioner shall in his certificate also state the facts upon which he has formed his opinion of the insanity, epilepsy, mental illness or mental deficiency, and shall distinguish the facts observed by him from the facts communicated to him by other persons.

(5) No person may be admitted as a certificated patient except within three months of the earlier of the two examinations referred to in subsection 1. O. Reg. 9/52, s. 10.

**11.—(1)** A statement of the financial affairs of a patient in Form 5 shall be obtained and forwarded to the superintendent.

(2) Upon admission of the patient, the superintendent shall forthwith transmit to the Public Trustee the financial statement and such other information as the Public Trustee requires in connection with the patient and his estate. O. Reg. 9/52, s. 11.

**12.—(1)** A former member of the forces who is or is believed to be in need of the observation, care and treatment provided in an examination unit may be admitted thereto for a period not longer than thirty days on the certificate of one duly qualified medical practitioner in Form 6 accompanied by the history record of the patient in Form 4.

(2) The certificate referred to in subsection 1 shall not be issued by a medical practitioner who is an officer in the department.

(3) No patient shall remain in an examination unit for a period longer than thirty days. O. Reg. 9/52, s. 12.

**13.—(1)** Where a person has been admitted to and is a patient in an examination unit under section 12, he shall be discharged or certificated under section 10, as the needs of his case require.

(2) Where a person has been so certificated, he shall be transferred to a hospital and he is thereafter subject to the provisions of this Regulation governing patients in a hospital. O. Reg. 9/52, s. 13.

**14.—(1)** Each certificate mentioned in section 10 or 12 shall be completed within seven days of the examination referred to therein and shall be forwarded

within fourteen days of the examination to the superintendent of the institution to which it is proposed that the person named in the certificate be admitted.

(2) When accompanied by the history record and financial statement in the prescribed form, the certificates mentioned in section 10 are sufficient authority to any person to convey the person named therein to the hospital and to the authorities of the institution to detain him therein subject to direction from the Minister.

(3) The certificate mentioned in section 12 is sufficient authority to any person to convey the person named therein to the examination unit and to the authorities of the examination unit for his detention therein. O. Reg. 9/52, s. 14.

**15.** Where,

(a) a former member of the forces,

(i) has been certificated under section 10 or 12, and

(ii) is awaiting admission to a hospital or examination unit; and

(b) by reason of distance from the institution or any other reason there may be some delay in arranging his admission,

a district administrator of the department may, on behalf of the Minister, by warrant in Form 7, order the former member of the forces to be detained in some safe and comfortable place for a period not longer than ten days pending his admission to the institution. O. Reg. 9/52, s. 15.

**16.** No certificate or history record required by this Regulation with respect to a person shall be made, issued, given or signed by a medical practitioner who is,

(a) by blood or marriage closely related to or connected with that person; or

(b) by blood or marriage closely related to or connected with another medical practitioner who makes, issues, gives or signs a certificate or history record in respect of the same person. O. Reg. 9/52, s. 16.

#### DISCHARGE

**17.—(1)** A voluntary patient shall be discharged from the institution in which he is a patient when,

(a) in the opinion of the superintendent it is in the interest of the patient or of the institution that he be discharged; or

(b) it is in accordance with the conditions upon which he was admitted.

(2) A certificated patient shall be discharged when in the opinion of the superintendent he is sufficiently recovered. O. Reg. 9/52, s. 17.

#### ESCAPE AND APPREHENSION

**18.** A patient admitted to an institution who escapes therefrom or who, contrary to the provisions of this Regulation, leaves or is taken away or removed therefrom, may be apprehended at any time within sixty days from the day of his escape, leaving, being taken away or removed,

(a) without a warrant,

(i) by a peace officer, police officer or constable, or

(ii) by an officer or servant in the department authorized by the superintendent; or

(b) by any person upon a warrant in Form 8 issued by the Deputy Minister or the superintendent. O. Reg. 9/52, s. 18.

19. A patient apprehended under section 18 may be temporarily detained in safe custody and shall as speedily as possible be returned to the institution, and his detention therein shall be resumed in all respects as though he had not been absent therefrom. O. Reg. 9/52, s. 19.

#### PROBATION

20.—(1) Where the superintendent considers it conducive to the recovery of a patient that the patient should be committed for a time to the custody of one or more members of his family or friends or such other persons as the superintendent considers suitable, the superintendent may allow him to go to the person or persons on probation.

(2) Before allowing the patient to proceed on probation as permitted by subsection 1, the superintendent shall secure a written undertaking in Form 9 from the person or persons to whose custody the patient is to be committed that he or they will keep oversight over the patient. O. Reg. 9/52, s. 20.

21. For the purposes of this Regulation, a patient released on probation from an institution is and shall be deemed to continue as a patient in the institution for a period of six months from the date of his release or until he is sooner discharged in the same manner and to the same extent and subject to the same control as if he were not so released but had remained in the institution. O. Reg. 9/52, s. 21.

22.—(1) If within six months from the release on probation the patient again becomes insane, epileptic, mentally ill or mentally defective to such a degree that his confinement in an institution is necessary, the superintendent by whom he was released on probation or the Deputy Minister may, by warrant in Form 10 directed to any constable, peace officer, officer or servant in the department or other person, cause the patient to be apprehended and brought back to the institution.

(2) The warrant is authority to a person acting under it to apprehend the person named therein and to bring him back to the institution. O. Reg. 9/52, s. 22.

#### APPROVED HOMES

23. The Minister may issue certificates approving a building, premises or place as an approved home and entitling the person in charge thereof to receive into it one or more patients released from a hospital. O. Reg. 9/52, s. 23.

24. If the superintendent considers it conducive to the recovery of a patient he may place the patient in an approved home. O. Reg. 9/52, s. 24.

25. For the purposes of this Regulation, a patient who is placed in an approved home is and shall be deemed to continue as a patient in the hospital from which he was released in the same manner and to the same extent and subject to the same control as if he were not so released but had remained in the hospital. O. Reg. 9/52, s. 25.

#### TRANSFER

26.—(1) Upon a warrant issued by the Deputy Minister,

(a) a former member of the forces who is insane, epileptic, mentally ill or mentally defective may be transferred,

(i) from any place outside Ontario through Ontario to any other place outside Ontario,

(ii) from any place within Ontario to any place outside Ontario,

(iii) from any place outside Ontario to any place within Ontario, or

(iv) from any place within Ontario to any other place within Ontario; or

(b) another person whose care, treatment or detention is the subject of an agreement under section 114 of the Act may be transferred from any place within Ontario to any other place within Ontario. O. Reg. 9/52, s. 26 (1).

(2) The warrant for use under clause *a* of subsection 1 shall be in Form 11 and for use under clause *b* of subsection 1 shall be in Form 12. O. Reg. 9/52, s. 26 (2), *revised*.

(3) During a transfer referred to in subsection 1 the person being transferred is subject to this Regulation. O. Reg. 9/52, s. 26 (3).

#### GENERAL PROVISIONS

27. The department is authorized to do by its officers or servants such acts and things as by any Act of the Legislature dealing with the care, treatment or detention of insane, epileptic, mentally ill or mentally defective persons are required or authorized to be done by officers or servants of the Government of Ontario. O. Reg. 9/52, s. 27.

## Form 1

*The Mental Hospitals Act*APPLICATION FOR ADMISSION OF A VOLUNTARY PATIENT  
UNDER PART XII OF THE ACTI, .....  
(name of applicant in full)residing at ..... in the <sup>County</sup>  
District of .....

in the Province of ..... certify that I am,

(Strike out  
clause not  
applicable)

(a) a former member of Her Majesty's naval, military or air forces; or

(b) a person eligible under the *Department of Veterans Affairs Act* (Canada),

and apply for admission as a voluntary patient to the .....

Hospital at ..... in the Province of Ontario and  
in consideration of my being so admitted I agree to be governed by Part XII of *The Mental Hospitals Act* (Ontario) and the regulations thereunder.

Witness:

.....

Date ....., 19....

.....  
(signature of applicant)

O. Reg. 9/52, Form 1.

## Form 2

*The Mental Hospitals Act*STATEMENT OF NEXT OF KIN OR OTHER RESPONSIBLE RELATIVE  
OR FRIEND UNDER PART XII OF THE ACT

I, .....

residing at ..... in the .....  
(postal address)of ..... in the <sup>County</sup>  
District of .....in the Province of ....., being a .....  
(relationship)of ..... certify that,  
(name of applicant)

(a) he is,

(Strike out  
clause not  
applicable)

(i) a former member of Her Majesty's naval, military or air forces,

(ii) a person eligible for treatment under the *Department of Veterans Affairs Act* (Canada),  
or

(iii) the person who signed the application in Form 1;

(b) in my opinion he is eligible for care and treatment in the .....

Hospital at ..... in the Province of Ontario; and

(c) he has made the application for care and treatment voluntarily to my knowledge.

Date ....., 19....

.....  
(signature).....  
(relationship)

O. Reg. 9/52, Form 2.

## Form 3

*The Mental Hospitals Act*

**CERTIFICATE OF A DULY QUALIFIED MEDICAL PRACTITIONER  
FOR ADMISSION OF A CERTIFICATED PATIENT  
UNDER PART XII OF THE ACT**

I, ....., a duly qualified medical practitioner,  
practising at ..... in the .....  
(municipality) (county or district)

of ..... in the Province of Ontario certify that

(a) on the ..... day of ....., 19.... separately from any  
other medical practitioner I personally examined .....  
(name of patient in full)

of ..... in the .....  
(municipality of patient) (county or district)

whom I believe to be,

(Strike out  
clause not  
applicable)

(i) a former member of Her Majesty's naval, military or air forces, or

(ii) a person eligible for treatment under the *Department of Veterans Affairs Act* (Canada);

(Strike out  
words not  
applicable)

(b) after due inquiry into all the necessary facts relating to the case of the patient I found  
him to be insane, epileptic, mentally ill or mentally deficient;

(Strike out  
words not  
applicable)

(c) I have formed my opinion of the insanity, epilepsy, mental illness or mental deficiency  
upon,

(i) the following facts observed by myself including:

appearance: .....

conduct: .....

conversation: .....

other facts: .....

(ii) the following facts communicated to me by other persons:

Facts	Communicated by
.....	.....
.....	.....
.....	.....
.....	.....

Witness:

.....

Date .....

.....  
(signature of duly qualified  
medical practitioner)

O. Reg. 9/52, Form 3.



Form 4

The Mental Hospitals Act

HISTORY RECORD OF A PROSPECTIVE PATIENT UNDER  
PART XII OF THE ACT

1. Name of patient in full:.....
2. Residence:.....

(street and number or lot and concession)

(municipality)
3. County (or district):.....
4. Length of residence in this municipality:.....
5. Age (last birthday):.....
6. Date of birth:.....
7. Place of birth:.....
8. Racial origin (English, French, etc.):.....
9. Religious denomination:.....
10. Occupation:.....
11. Sex:.....
12. Single, married, widowed, separated or divorced:.....
13. Number of children, if any, *(a)* alive:.....

*(b)* dead:.....
14. If not born in Canada state,

*(a)* date of entry into Canada:.....

*(b)* port of entry into Canada:.....

*(c)* name of vessel or railroad on which patient entered:.....
15. Father of patient,

*(a)* name in full:.....

*(b)* birthplace:.....

If dead, give age at death:.....

cause of death:.....
16. Mother of patient,

*(a)* maiden name in full:.....

*(b)* birthplace:.....

If dead, give age at death:.....

cause of death:.....
17. Family history:

Details as to mental illness, mental deficiency, epilepsy, neurosis, alcoholism, drug addiction, criminality or suicidal tendency in

the patient.....

his parents.....

his grandparents.....

his brothers or sisters.....
18. Describe any abnormalities at birth:.....
19. State,

*(a)* age at which patient,

*(i)* commenced school:.....

*(ii)* discontinued school:.....

*(b)* grade or class attained:.....

20. Details as to:
- (a) diseases (except nervous or mental) suffered:.....
  - (b) injuries sustained:.....
  - (c) surgical operations undergone:.....
21. Extent to which patient has consumed,
- (a) narcotic drugs:.....
  - (b) alcoholic beverages:.....
22. Details of any other mental disturbances not included in family history, paragraph 17:.....
- 23.—(1) Before the onset of the present illness, was the patient normal,
- (a) mentally?.....
  - (b) physically?.....
- (2) Details as to,
- (a) mental abnormality:.....
  - (b) physical abnormality:.....
24. What factor or factors appear to have caused the present illness?.....
25. Describe the development of the present illness under the following headings:
- i. Time of onset.....
  - ii. First symptoms.....
  - iii. Memory changes.....
  - iv. Disorders of conduct (peculiar acts, violence, suicidal attempts, etc.).....
  - v. Emotional states (depression, suspicion, elation, apathy, etc.).....
  - vi. Hallucinations (peculiar sensations, "voices", "visions", etc.).....
  - vii. Delusions (ideas of persecution, grandeur, self-accusation, etc.).....
  - viii. Neurological changes.....
  - ix. Other symptoms noted.....
26. Describe the patient's present physical condition:.....
27. State whether the patient has shown tendencies toward violence other than given in the family history, paragraph 17: .....
28. Responsible relative or friend who will act as correspondent,
- name:.....
  - address:.....
  - relationship to patient:.....
  - telephone number:.....

The foregoing information is such as I have been able to ascertain.

Date....., 19.....

(signature of duly qualified medical practitioner)

(address)

Form 5

The Mental Hospitals Act

FINANCIAL STATEMENT UNDER PART XII OF THE ACT

1. Name of patient in full: .....
2. Residence: .....  
(street and number or lot and concession)  
.....  
(municipality) ..... (county or district)
3. Age (last birthday): .....
4. If under 21 years, name and address of guardian: .....
5. If married, name and address of husband or wife: .....
6. Occupation: .....  
Employed by: .....  
(name and address)
7. Dependants of patient:

Name and address	Relationship to patient	Age	Guardian, if any

PROPERTY OWNED BY PATIENT

8. Real estate:

Item	Location (city, town, village or township) and (county or territorial district)	Street number or lot and plan number or lot and concession number	Approximate number of acres or size of lot	Approximate value
i.				\$
ii.				\$

9. Real estate rented by patient to other persons:

Sub-item lettered in 8	Name of tenant	Approximate expiry date of tenancy	Amount of rent and how payable	Who has collected the rents?	Date to which rent has been paid
			\$ a		
			\$ a		
			\$ a		

10. Land mortgages and agreements for sale payable to the patient:

Location (city, town, village or township) and (county or territorial district)	Approximate amount unpaid	Name and address of mortgagor or purchaser	Who has been receiving payments?

11. Chattel mortgages and lien notes payable to patient:

Nature of property	Approximate value	Name and address of mortgagor or purchaser	Who has been receiving payments?
	\$		
	\$		
	\$		

12. Other debts owing to the patient:

Name and address of debtor	Nature of security if any (e.g., promissory note, etc.)	Amount outstanding	Who has been receiving the payments?

13. Cash on hand and money on deposit:

Name and address of branch of bank, trust company or other institution or person holding cash	Amount of deposit or cash	Pass-book in possession of
	\$	
	\$	

14. Interest in syndicate, partnership or business (not incorporated):

Name, address and nature of syndicate, partnership or business	Extent of interest	Approximate value of interest
		\$
		\$

15. Bonds and debentures:

Name and address of issuer	Serial No.	Face value
		\$
		\$
		\$

16. Stocks and shares:

Name and address of issuer	Certificate number	Number of shares	Par value of each share



17. Annuities, Pensions, Superannuation, Retiring Allowance, etc.:

Paid by	Monthly, quarterly, half-yearly or yearly?	Amount of each payment
		\$
		\$
		\$

18. Life insurance:

Name of company or society	Policy number	Face amount	Policy is in possession of	Named beneficiary
		\$		
		\$		
		\$		

19. Other assets:

Assets	Approximate value
Household goods and furniture	\$.....
Farm implements, produce and stock	\$.....
Automobiles and other vehicles	\$.....
Interest in trusts and other estates	\$.....
Any other property (specify):	
.....	\$.....
.....	\$.....
.....	\$.....

20. Suggestions of relatives or friends as the management of the estate:

Date....., 19.....

(signature of relative or friend)

(address)

(relationship to patient)

Form 6

The Mental Hospitals Act

CERTIFICATE OF A DULY QUALIFIED MEDICAL PRACTITIONER  
FOR THE ADMISSION OF A PATIENT TO AN EXAMINATION UNIT  
UNDER PART XII OF THE ACT

I, ..... a duly  
qualified medical practitioner practising at .....  
(municipality)

in the ..... of ..... , certify that,  
(county or district)

(a) on the ..... day of ..... , 19.... I personally examined  
..... of .....  
(name of patient) (municipality of patient)

in the ..... of ..... whom I believe to be,  
(county or district)

(Strike out  
clause not  
applicable)

- (i) a former member of Her Majesty's naval, military or air forces, or
- (ii) a person eligible for treatment under the *Department of Veterans Affairs Act* (Canada);

(b) after due inquiry into all the necessary facts relating to the case of .....  
..... I found him to be in need of observation, care and  
treatment provided in an examination unit;

(c) I have formed my opinion of the need of observation, care and treatment on the following  
facts,  
(i) observed by myself: .....  
(ii) communicated to me by other persons: .....

Facts	Communicated by
.....	.....
.....	.....
.....	.....

Date ..... , 19....

Witness:

.....

.....  
(signature of duly qualified medical practitioner)

Form 7

*The Mental Hospitals Act*

WARRANT TO DETAIN A FORMER MEMBER  
OF THE FORCES  
UNDER PART XII OF THE ACT

TO .....

AND to all or any officers and servants of the Department of Veterans Affairs (Canada),

WHEREAS .....  
(name of the former member of the forces)

- (a) has been certified under section 10 or 12;
- (b) is awaiting admission to a hospital or examination unit; and
- (c) because he is at such a distance or for any other reason there may be some delay in arranging his admission.

THIS IS THEREFORE to command you or any of you on behalf of the Minister to detain

.....  
(name of the former member of the forces)

in some safe and comfortable place for a period not longer than ten days pending his admission to.....

.....  
(name of institution)

Date....., 19....

.....  
District Administrator of the  
Department of Veterans Affairs  
(Canada)

O. Reg. 9/52, Form 7.

Form 8

*The Mental Hospitals Act*

WARRANT TO APPREHEND AN ESCAPED  
PATIENT  
UNDER PART XII OF THE ACT

TO .....

AND to all or any peace officers, police officers or constables in the Province of Ontario.

WHEREAS .....  
a patient admitted to the.....

Hospital at.....escaped therefrom  
or, contrary to the provisions of the regulations, left  
or was taken away or removed therefrom on the  
.....day of....., 19 ..

THIS IS THEREFORE to command you or any of you to apprehend the patient.....  
(name)

and to take.....and detain.....  
(him or her) (him or her)

in safe custody and from thence and as speedily as possible to return.....to the institution  
(him or her)

above mentioned.

THIS WARRANT has force at any time within  
sixty days from .....  
(date of escape, etc.)

Issued at.....the.....day of....., 19..

.....  
Superintendent  
.....Hospital

or

Deputy Minister  
Department of Veterans  
Affairs (Canada)

O. Reg. 9/52, Form 8.

Form 9

*The Mental Hospitals Act*

UNDERTAKING FOR PROBATION  
UNDER PART XII OF THE ACT

I,.....  
(name of applicant in full)

residing at.....in the  
County of.....in the Province of  
District

Ontario, being.....of  
(relationship)

....., a patient in  
(name of patient)

the.....Hospital at.....  
request the superintendent to allow him to come on  
probation to me.

I undertake to keep an oversight over him and to  
return him to that hospital if I am unable to keep an  
oversight over him.

I also undertake to send to the superintendent a  
monthly report of the mental and physical condition  
of.....while he is on  
(name of patient)

probation to me.

Date....., 19 ..

.....  
(signature of applicant)

O. Reg. 9/52, Form 9.

Form 10

*The Mental Hospitals Act*

WARRANT TO APPREHEND A PATIENT ON  
PROBATION  
UNDER PART XII OF THE ACT

TO .....

AND to all or any constables or peace officers or  
officers or servants in the Department of Veterans  
Affairs (Canada).

WHEREAS .....  
a patient in the .....Hospital at.....

(a) was released on probation on....., and

(b) it appears that.....has again  
(he or she)

become insane, epileptic, mentally ill or mentally defective to such a degree that his confinement in an institution is necessary.

THIS IS THEREFORE to command you or any of you to apprehend and bring back.....  
(him or her)

to the institution above named.

Issued at.....the.....day of....., 19..

.....  
Superintendent

.....Hospital

or

Deputy Minister  
Department of Veterans Affairs (Canada)

O. Reg. 9/52, Form 10

### Form 11

#### *The Mental Hospitals Act*

#### WARRANT TO TRANSFER A FORMER MEMBER OF THE FORCES UNDER PART XII OF THE ACT

TO.....of.....

in the Province of.....and to all or any officers or servants in the Department of Veterans Affairs (Canada).

THIS IS TO COMMAND YOU to receive into your custody.....  
(name of former member of the forces)

who is insane, epileptic, mentally ill or mentally defective and is now at.....

in the.....of.....

in the Province of....., and to transfer

.....to.....in the  
(him or her)

.....of.....in the  
Province of.....

Issued at.....the.....day of....., 19..

.....  
Deputy Minister,  
Department of Veterans Affairs  
(Canada)

O. Reg. 9/52, Form 11.

### Form 12

#### *The Mental Hospitals Act*

#### WARRANT TO TRANSFER A PERSON OTHER THAN A FORMER MEMBER OF THE FORCES UNDER PART XII OF THE ACT

TO.....of.....

in the Province of.....and to all or any officers or servants in the Department of Veterans Affairs (Canada).

THIS IS TO COMMAND YOU to receive into your custody.....  
(name of patient)

who is a person whose care, treatment or detention is the subject of an agreement under section 114 of the Act, and is now at.....in the

.....of.....

in the Province of Ontario, and to transfer.....  
(him or her)

to.....in the.....of.....

in the Province of Ontario.

Issued at.....the.....day of....., 19..

.....  
Deputy Minister,  
Department of Veterans Affairs  
(Canada)

O. Reg. 9/52, Form 12.



## Regulation 420

### under The Milk Industry Act

#### BY-LAWS FOR LOCAL BOARDS

1. The head office of a local board shall be in such place in Ontario as the local board from time to time determines. O. Reg. 211/54, s. 1.

2. The fiscal year of a local board shall end on the 31st day of March, but the local board may fix another date. O. Reg. 211/54, s. 2.

3. The first meeting of a local board shall be held not later than ten days after the election of the members thereof. O. Reg. 211/54, s. 3.

#### OFFICERS

4.—(1) At its first meeting after its appointment or election, as the case may be, a local board shall elect from its members a chairman and a vice-chairman.

(2) When the chairman and vice-chairman are absent from a meeting, the local board may elect a chairman from the members present at the meeting. O. Reg. 211/54, s. 4.

5. A majority of the members of a local board constitute a quorum for the transaction of business. O. Reg. 211/54, s. 5.

6.—(1) A local board shall appoint a secretary and treasurer.

(2) The same person may be appointed secretary and treasurer.

(3) No secretary or treasurer shall be a member of the local board. O. Reg. 211/54, s. 6.

7. The secretary of a local board shall,

- (a) attend all meetings of the local board and keep true minutes thereof;
- (b) conduct the correspondence of the local board; and
- (c) keep a record of,
  - (i) all business transactions of the local board,
  - (ii) all orders, directions or determinations of the local board,
  - (iii) all reports of committees that are from time to time appointed by the local board, and
  - (iv) all annual statements and financial and auditor's reports. O. Reg. 211/54, s. 7.

8. The treasurer of a local board shall,

- (a) receive all moneys paid to the local board and forthwith deposit them to the credit of the local board in a chartered bank, or in a branch of The Province of Ontario Savings Office, as the local board by resolution directs;
- (b) keep the securities of the local board in safe custody;

(c) keep or cause to be kept proper books of account and make or cause to be made therein entries of all receipts and expenditures of the local board;

(d) prepare the annual financial statement of the local board; and

(e) prepare reports showing the financial position of the local board, as the local board from time to time directs. O. Reg. 211/54, s. 8.

#### MEETINGS OF LOCAL BOARD

9.—(1) Meetings of a local board shall be called by the chairman or by two members, by giving notice thereof to each member and to the secretary and treasurer of the local board.

(2) Unless it is otherwise indicated in the notice calling the meeting, the meetings of the local board shall be held at the head office.

(3) Notice of a meeting shall,

- (a) include the date and time of the meeting of the local board;
- (b) be given in writing, by prepaid mail or telegraph, or orally; and
- (c) be given in such a manner as to ensure that each member has sufficient time to receive the notice and to attend the meeting. O. Reg. 211/54, s. 9.

10.—(1) The order of business at a meeting of a local board shall be,

- (a) roll call;
- (b) reading and approving of minutes of last meeting;
- (c) business arising out of minutes;
- (d) report of treasurer;
- (e) dealing with correspondence;
- (f) unfinished business; and
- (g) new business.

(2) The order of business may be varied by a majority vote of the members present at a meeting. O. Reg. 211/54, s. 10.

11. All questions arising at any meeting of a local board shall be decided by the majority of the votes of the members present, and in the event of a tie vote the chairman of the meeting has a second or casting vote. O. Reg. 211/54, s. 11.

#### TRANSACTION OF BUSINESS OTHER THAN AT A MEETING

12.—(1) A local board may transact a matter of business other than at a meeting called and conducted in accordance with sections 9, 10 and 11, upon the conditions that,

- (a) the chairman of the local board is of the opinion that the matter of business should be decided sooner than a meeting may be called;
- (b) the chairman submits the matter to be decided to the secretary of the local board;
- (c) the chairman or the secretary submits the matter for decision to the members of the local board by prepaid mail or telegraph or orally; and
- (d) the secretary makes a record in the minute book of the local board of the matter to be decided and the decision of each member.

(2) Where the conditions under subsection 1 have been complied with and the record shows a majority of members in favour of or against the matter of business, it shall be decided accordingly.

(3) Where the secretary of a local board makes a record in the minute book under subsection 1, the record shall be read and confirmed at the next meeting of the local board. O. Reg. 211/54, s. 12.

13. Minutes of each meeting of a board shall be signed by the chairman of the meeting and the secretary. O. Reg. 211/54, s. 13.

14.—(1) No expenditure shall be made unless authorized by the local board in accordance with the powers conferred upon the local board by the Act, the marketing plan and the regulations.

(2) All expenditures shall be paid by cheque.

(3) Cheques shall be signed in the name of the local board by,

- (a) the chairman, or in his absence by the vice-chairman; and
- (b) the treasurer. O. Reg. 211/54, s. 14.

15.—(1) The treasurer of each local board shall be covered by a bond of a guarantee company approved under *The Guarantee Companies Securities Act* in an amount or amounts satisfactory to the local board.

(2) The local board shall pay the cost of the bond. O. Reg. 211/54, s. 15.

16.—(1) A local board shall cause its accounts to be audited annually by one or more auditors within three months after the end of the fiscal year of the local board.

(2) The auditor shall make a report to the local board on the accounts examined by him and on every balance sheet laid before the local board at a general meeting and in the report shall state whether, in his opinion, the balance sheet referred to in the report is properly drawn up so as to exhibit a true and correct view of the state of the local board's affairs as shown by its books and the treasurer's financial statement.

(3) The secretary of the local board shall file the report of the auditor. O. Reg. 211/54, s. 16.

17. Within six months after the end of each fiscal year of a local board, the secretary of the local board shall forward to the producers or growers entitled to vote under the marketing plan a copy of the annual statement and auditor's report and a general report of the local board's operations for the fiscal year last ended. O. Reg. 211/54, s. 17.

18.—(1) Each local board shall have a corporate seal.

(2) The seal shall be in the form of two concentric circles with the name of the local board inserted in the space between the two circles.

(3) Where the seal is used, it shall be attested by the chairman or vice-chairman and the secretary.

(4) The secretary shall have custody of the seal. O. Reg. 211/54, s. 18.

## Regulation 421

### under The Milk Industry Act

#### BY-LAWS FOR THE MILK PRODUCERS' CO-ORDINATING BOARD

1. The by-laws in the Schedule are prescribed for regulating and governing the conduct of the affairs of The Milk Producers' Co-ordinating Board. O. Reg. 196/58, s. 1.

#### Schedule

##### INTERPRETATION

1. In these By-laws, "Co-ordinating Board" means The Milk Producers' Co-ordinating Board.

##### FISCAL YEAR

2. The fiscal year of the Co-ordinating Board ends with the 31st day of March.

##### FIRST MEETING

3. Members appointed to the Co-ordinating Board shall meet not later than thirty days after the date of their appointments.

4. The first meeting of the Co-ordinating Board shall be held at a place, date and time agreed upon by a majority of the members.

5.—(1) The members of the Co-ordinating Board shall at the first meeting held after the appointment of the members in each year,

- (a) elect a chairman and a vice-chairman;
- (b) appoint a secretary and a treasurer, or a secretary-treasurer;
- (c) determine the location of the office of the Co-ordinating Board; and
- (d) appoint one or more auditors.

(2) The secretary and the treasurer, or the secretary-treasurer, shall not be members of the Co-ordinating Board.

##### SEAL

6.—(1) The Co-ordinating Board shall have a seal, the design of which shall be determined by the Co-ordinating Board.

(2) The seal shall be used only for such purposes as the Co-ordinating Board authorizes.

(3) When the seal is used, it shall be attested by the chairman and the secretary or such other persons as the Co-ordinating Board by resolution authorizes.

##### LOCATION OF OFFICE

7. The office of the Co-ordinating Board shall be located in Ontario at such place therein as the Co-ordinating Board from time to time determines.

#### REPORT

8. The secretary or secretary-treasurer of the Co-ordinating Board shall report to the Dairy Commissioner not later than ten days after the first meeting of the members after their appointments,

- (a) the names and addresses of the chairman and the vice-chairman;
- (b) the location and mailing address of the office; and
- (c) the name and address of the secretary and the treasurer, or the secretary-treasurer, as the case may be,

of the Co-ordinating Board.

#### CALLING OF MEETINGS

9.—(1) Any meeting of the Co-ordinating Board may be called by the chairman or the vice-chairman.

(2) In calling a meeting, the chairman, or the vice-chairman, may notify,

- (a) all members, and the secretary and the treasurer; or
- (b) the secretary with instructions for him to notify the members and the treasurer.

(3) In the calling of a meeting, notice shall,

- (a) include the place, date and time of the meeting;
- (b) be sent by prepaid telegraph, telephone or mail; and
- (c) be given sufficiently in advance of the date and time of the meeting for each member to receive the notice and to arrive for the meeting.

10. Failure of any member to receive a notice of a meeting duly given shall not render a meeting improperly called.

#### CHANGE OF ADDRESS OF MEMBER

11. Every member of the Co-ordinating Board shall promptly notify the secretary of any change of address.

#### VACANCY

12. Where a vacancy occurs on the Co-ordinating Board by reason of the death or resignation of a member, the members may recommend to the Dairy Commissioner the appointment of a person for the unexpired term of the member, but the person so recommended shall be a producer qualified for appointment to represent the producers in like manner to the member who died or resigned.

#### MEETINGS

13.—(1) Subject to subsection 2, a majority of the members constitutes a quorum at any annual or general meeting of the Co-ordinating Board.

(2) Where at a meeting of the Co-ordinating Board one member of any of,

- (a) the Ontario Whole Milk Producers' League;
- (b) the Ontario Concentrated Milk Producers' Marketing Board;
- (c) the Ontario Cream Producers' Marketing Board; or
- (d) the Ontario Cheese Producers' Marketing Board,

is not present at an annual or general meeting as a member of the Co-ordinating Board, a quorum is not constituted.

14.—(1) Where a meeting of the Co-ordinating Board is convened and a quorum is not present, the Board shall not proceed with business except for adjournment of the meeting.

(2) Where a meeting of the Co-ordinating Board is convened with a quorum present, the meeting may proceed with business notwithstanding that a quorum does not continue to exist.

15.—(1) The chairman, if present, shall preside at every meeting of the Co-ordinating Board.

(2) Where the chairman is absent from a meeting, the vice-chairman shall be acting chairman but, in the absence of the vice-chairman, the members present shall choose one of themselves to be acting chairman.

16. No business shall be proceeded with at a meeting of the Co-ordinating Board without the secretary or an acting secretary being present to record the minutes of the meeting.

17.—(1) Any business of the Co-ordinating Board may be transacted without a meeting being called upon the conditions that,

- (a) the chairman is of the opinion that a question that has arisen should be decided sooner than a meeting may be called;
- (b) the chairman submits the question to be decided to the secretary;
- (c) the chairman or the secretary submits the question by correspondence, telegraph or telephone to each of the members; and
- (d) the question and the answers to the question from the members, are recorded by the secretary.

(2) Where the question and answers from the members under subsection 1 recorded by the secretary show a majority of the members in favour of, or against, the question, the question shall be so decided, and the secretary shall record the decision in the minutes as if taken at a meeting, and the decision shall be deemed to have been made at a meeting duly called.

18.—(1) At all meetings of the Co-ordinating Board, the voting on a motion may be by a show of hands, but any member may demand that a poll be taken.

(2) Where a poll is taken, the secretary or acting secretary shall record the names of the members voting for and the members voting against the motion.

(3) The chairman or other person presiding is entitled to a vote on any motion.

(4) Where the chairman declares that a motion is carried after a show of hands, and a poll is not demanded by a member, no objection shall be taken subsequently that the vote was insufficient for the motion to be declared carried.

(5) A poll of members shall be taken in such manner as the chairman or other person presiding directs.

(6) Where a poll is taken by secret ballot, a majority of the members may require that the chairman appoint two persons to have charge of all matters in the vote, including the counting of the ballots and the reporting of the results, but the chairman may decide any question on which such persons fail to agree and may, if he deems necessary for any reason, revoke the appointment of one or both such persons and appoint others in their stead.

19.—(1) The members of the Co-ordinating Board may by resolution appoint from among themselves or otherwise committees, including a chairman for each committee, to obtain such information as the Co-ordinating Board requires or perform such duties as the Co-ordinating Board determines in respect of the duties and powers of the Co-ordinating Board.

(2) Where any person appointed a member of a committee under subsection 1 fails to carry out the duties for which he was appointed, the members of the Co-ordinating Board may by resolution rescind his appointment and appoint another in his stead.

20.—(1) Minutes of every meeting of the Co-ordinating Board shall include,

- (a) the date, time and place of the meeting;
- (b) the names of the members who are present;
- (c) the name of the chairman or acting chairman; and
- (d) the matters discussed and the decisions of the members with respect to the matters.

(2) A copy of the minutes of every meeting of the Co-ordinating Board shall be filed with the secretary of the Co-ordinating Board and with the Dairy Commissioner.

21.—(1) Where a recommendation is made by the Co-ordinating Board to any local board, producers' association, marketing agency or other organization representing milk producers that any such organization contribute a portion of its funds to the Co-ordinating Board, the recommendation shall be signed by the chairman or acting chairman and the secretary or acting secretary.

(2) A copy of every recommendation made under subsection 1 shall be filed with the secretary of the Co-ordinating Board and with the Dairy Commissioner.

22.—(1) Every committee appointed by the Co-ordinating Board shall file a copy of each report made by the committee with the secretary of the Co-ordinating Board.

(2) The secretary shall forward to the Dairy Commissioner the names of members appointed to each committee, the purpose for which the committee was named and, when a report is filed, a copy of the report.



23.—(1) The order of business at a meeting of the Co-ordinating Board shall be,

- (a) roll call to determine if a quorum exists;
- (b) reading of minutes of meetings recorded, and approval of the minutes;
- (c) business arising from the minutes;
- (d) reports of the chairman, the secretary and the treasurer;
- (e) reports of committees;
- (f) consideration of accounts for payment; and
- (g) recommendations that may be made to any local board, producers' association, marketing agency or other organization representing milk producers.

(2) After it has been determined that a quorum exists, the order of business at a meeting may be varied by a majority vote of the members present.

#### DUTIES OF SECRETARY

24. The secretary shall, in addition to any duties under these by-laws or that may be assigned to him by the Co-ordinating Board,

- (a) conduct the correspondence of the Co-ordinating Board;
- (b) keep a record of all recommendations made by the Board and all reports of committees appointed by the Co-ordinating Board;
- (c) keep on file every financial and auditor's report;
- (d) prepare a report to the Co-ordinating Board at the end of each fiscal year of its operations during the fiscal year;
- (e) have charge of the minute books and books of record of the Co-ordinating Board;
- (f) have custody of the seal of the Co-ordinating Board;
- (g) act as secretary of every committee appointed by the Co-ordinating Board; and
- (h) record in a book kept for the purpose all votes and minutes of all proceedings of the Co-ordinating Board and of committees.

#### BANK ACCOUNT

25. The Co-ordinating Board shall open an account in a branch of a chartered bank located near its office, in which account all moneys contributed to or received by the Co-ordinating Board shall be deposited and from which all its accounts shall be paid.

#### DUTIES OF TREASURER

26.—(1) The treasurer shall, in addition to any duties under these By-laws or that may be assigned to him by the Co-ordinating Board,

- (a) keep a record of all receipts and expenditures of the Co-ordinating Board;
- (b) deposit all moneys contributed to or received by the Co-ordinating Board in its bank account;
- (c) pay accounts of the Co-ordinating Board;
- (d) prepare the annual financial statement of the Co-ordinating Board; and
- (e) prepare immediately before and present at each meeting of the Co-ordinating Board a financial statement showing the financial position of the Co-ordinating Board.

(2) The treasurer shall submit to the auditor or auditors within thirty days after the end of the fiscal year the books of account for purposes of an audit.

#### PAYMENT OF ACCOUNTS

27.—(1) Before payment all accounts of the Co-ordinating Board shall be submitted for approval of members of the Co-ordinating Board.

(2) Payment of accounts shall be made by cheque drawn on the bank account of the Co-ordinating Board, signed by the treasurer or secretary-treasurer, and countersigned by the chairman, but the Co-ordinating Board may by resolution authorize the signing or countersigning by other officers or members.

28. The expenses of the Co-ordinating Board shall be paid out of moneys contributed to or received by the Co-ordinating Board.

29. Members of the Co-ordinating Board may be paid allowances and expenses for their services as the Co-ordinating Board determines.

#### BONDING

30. The treasurer or secretary-treasurer and other employees who have custody of money of the Co-ordinating Board shall be bonded for such amounts as the Co-ordinating Board determines.

#### CHANGE OF ADDRESS

31. The Co-ordinating Board shall notify the Dairy Commissioner immediately of any change in the location or mailing address of its office.

#### EMPLOYEES

32. The Co-ordinating Board may employ such persons as it deems necessary to carry out the duties of the Co-ordinating Board. O. Reg. 196/58, Sched. 1; O. Reg. 283/60, ss. 1, 2.

## Regulation 422

### under The Milk Industry Act

#### CHEESE—MARKETING

##### 1. In this Regulation,

- (a) "buyer" means a person who buys cheese directly or indirectly from the producer of the cheese;
- (b) "cheese" means cheese of every variety produced in Ontario;
- (c) "local board" means The Ontario Cheese Producers' Marketing Board;
- (d) "plan" means The Ontario Cheese Producers' Marketing Plan;
- (e) "producer of cheese" means the person who owns the cheese at the time the cheese is manufactured. O. Reg. 139/59, s. 1.

2. This Regulation applies to the regulation and control of the marketing of cheese locally within Ontario. O. Reg. 139/59, s. 2.

#### LICENCES

3.—(1) No person shall commence or continue to engage in the producing of cheese in that part of Ontario in which the plan is in force except under the authority of a licence as a producer of cheese in Form 1.

(2) Every producer of cheese shall be deemed to be the holder of a licence in Form 1. O. Reg. 139/59, s. 3.

4.—(1) No person shall commence or continue to engage in the buying of cheese produced in that part of Ontario in which the plan is in force except under the authority of a licence in Form 3 as a buyer of cheese.

(2) No licence as a buyer of cheese shall be issued except upon application therefor in Form 2. O. Reg. 139/59, s. 4 (1, 2).

(3) A licence as a buyer of cheese expires with the 31st day of March next following the date on which the licence is issued. O. Reg. 139/59, s. 4 (4).

(4) The fee for a licence as a buyer of cheese is \$5. O. Reg. 139/59, s. 4 (5); O. Reg. 44/60, s. 1.

5.—(1) The Board may refuse to grant a licence where the applicant is not qualified by experience, financial responsibility or equipment to engage in properly the business for which the application was made, or for any other reason that the Board deems proper.

(2) The Board may suspend or revoke or refuse to renew a licence for failure to observe, perform or carry out any of the provisions of the Act, the regulations, the plan, or any order or direction of the Board or local board or any agreement or award, but in every such case the holder of the licence or the applicant, as the case may be, shall be given an opportunity of appearing before the Board to show cause why the licence should not be suspended or revoked or why the renewal should not be refused, as the case may be. O. Reg. 139/59, s. 5.

#### AUTHORIZATION OF LOCAL BOARD

6. The Board delegates to the local board the power,

- (a) to require persons engaged in the producing or marketing of cheese to register their names, addresses and occupations with the local board, to require such persons to furnish such information in regard to cheese as the local board determines, and to appoint persons to inspect the books, records and premises of such persons;
- (b) to stimulate, increase and improve the marketing of cheese by such means as it deems proper;
- (c) to co-operate with a marketing board, a local board or a marketing agency of any other province for the purpose of marketing cheese; and
- (d) to do such acts and make such orders and issue such directions as are necessary to enforce the due observance and carrying out of the provisions of the Act, the regulations, the plan or any agreement or award. O. Reg. 139/59, s. 6.

7. The Board delegates to the local board its powers to make regulations with respect to cheese marketed locally within Ontario,

- (a) providing for the exemption from the regulations under the plan of any class, variety, grade or size of cheese, or any person or class of persons engaged in the producing or marketing of cheese or any class, variety, grade or size of cheese; and
- (b) subject to sections 12 and 14, providing for the regulation and control of the marketing of cheese, including the times and places at which cheese may be marketed. O. Reg. 139/59, s. 7.

8. The Board authorizes the local board to require the price or prices payable or owing to producers for cheese to be paid to or through the local board. O. Reg. 139/59, s. 8.

9. The Board authorizes the local board to prohibit the marketing of any class, variety, grade or size of cheese, other than cheese offered for sale on a cheese exchange and left unsold on the cheese exchange. O. Reg. 139/59, s. 9.

10.—(1) The Board authorizes the local board to use any class of licence fees and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan, and for such purposes as The Milk Producers' Coordinating Board recommends.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection 1. O. Reg. 139/59, s. 10.

#### LICENCE FEES PAYABLE BY PRODUCERS OF CHEESE

11.—(1) Subject to clause a of section 7, every producer of cheese shall pay to the local board licence fees at the rate of one-tenth of a cent for each pound of cheese of which he is the producer.

(2) Licence fees payable under subsection 1 shall be paid,

(a) in the case of cheese sold by auction at a cheese exchange, when the local board receives payment from the buyer for the cheese; and

(b) in all cases other than the case mentioned in clause a, within sixty days after the cheese is manufactured.

(3) The local board may collect the licence fees payable under subsection 1 by deducting such licence fees from any payment for the cheese to the local board or may recover the licence fees by suit in a court of competent jurisdiction. O. Reg. 139/59, s. 11.

#### MARKETING OF CHEESE

12.—(1) Subject to clause a of section 7, all cheese produced in that part of Ontario in which the plan is in force shall be offered for sale by auction through cheese exchanges.

(2) No producer of cheese shall sell or deliver cheese that is produced in that part of Ontario in which the plan is in force, except through a cheese exchange.

(3) The local board may designate the locations of the cheese exchanges and provide the premises, equipment and personnel necessary for the sale of cheese at each cheese exchange. O. Reg. 139/59, s. 12.

13.—(1) Every buyer upon receipt of cheese bought through a cheese exchange other than the Stratford Cheese Exchange shall within five days of the date of the sale forward payment in full to the local board for all cheese bought at the cheese exchange.

(2) Every buyer upon receipt of cheese bought through the Stratford Cheese Exchange shall forward payment in full to the local board for all cheese bought within five days of the receipt of the cheese.

(3) The local board shall, within five days of receipt of any payment for cheese from a buyer, forward the payment, less licence fees paid under subsection 1 of section 11 and licence fees paid under the *Agricultural Products Marketing Act* (Canada), to the producers of the cheese. O. Reg. 139/59, s. 13.

#### NEGOTIATING AGENCY

14.—(1) There shall be a negotiating agency, to be known as "The Negotiating Committee for Cheese", of ten persons appointed annually after the 1st day of January and before the 1st day of April upon the request in writing of the Board, of whom five shall be appointed by the local board and five shall be appointed by the buyers.

(2) The local board and the buyers may appoint persons to be alternate members of The Negotiating Committee for Cheese and, where any such person is appointed, he shall act as a member in each case where the member for whom he is the alternate is unable or unavailable to act.

(3) Subject to subsection 4, the members of the negotiating agency appointed under subsection 1 or 2 are and remain members until the 31st day of March of the year next following the year in which they were appointed.

(4) Where a member of the negotiating agency dies or resigns before the expiration of his term of membership, the local board or the buyers, as the case may be, who appointed him shall appoint a person for the unexpired term of the member who died or resigned.

(5) Where the local board or the buyers fail to appoint the persons in accordance with subsection 1 within seven days of receipt of the request in writing

of the Board, the Board may appoint such representatives as are necessary to complete the negotiating agency. O. Reg. 139/59, s. 14.

15. The Negotiating Committee for Cheese is empowered to adopt or settle by agreement,

(a) minimum prices for cheese or for any class, variety, grade or size of cheese;

(b) terms, conditions and forms of agreements relating to the producing or marketing of cheese; and

(c) any charges, costs or expenses relating to the production or marketing of cheese. O. Reg. 139/59, s. 15.

16.—(1) A meeting of a negotiating agency may be convened by a notice stating the time and place of the meeting, in writing, given by the members of the negotiating agency appointed by the local board, or by the buyers, as the case may be, to the other members of the negotiating agency at least seven days, but not more than ten days, before the date of the meeting.

(2) A copy of the notice under subsection 1 shall be forwarded to the Board. O. Reg. 139/59, s. 16.

#### ARBITRATION

17.—(1) Where a meeting of a negotiating agency is not held in accordance with the notice under section 16 or, where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, within fourteen days after the date of the meeting stated in the notice under section 16, the matters in dispute shall be referred by the Board to a Board of Arbitration.

(2) Where a negotiating agency decides within fourteen days after the date of the meeting stated in the notice under section 16 that an agreement on all matters that it is empowered to adopt or settle by agreement cannot be reached, it shall so notify the Board.

(3) Where the negotiating agency does not arrive at an agreement under subsection 1 or 2, it may submit in writing to the Board a statement or statements of the matters in dispute. O. Reg. 139/59, s. 17 (1-3).

18.—(1) The Board of Arbitration shall be composed of three members.

(2) One member may be appointed by the members of the negotiating agency appointed by the local board and one other member may be appointed by the members of the negotiating agency appointed by the buyers.

(3) Where two members are appointed to the Board of Arbitration in accordance with subsection 2, the two members so appointed may appoint a third member to the Board of Arbitration but, where the two members fail to agree on the third member within seven days after the Board was notified under subsection 2 of section 17, or fourteen days after the date stated in the notice under section 16, as the case may be, the Board shall appoint the third member.

(4) Where members of the negotiating agency fail to make the appointment to the Board of Arbitration in accordance with subsection 2 within seven days after the Board was notified under subsection 2 of section 17 or fourteen days after the date stated in the notice under section 16, as the case may be, the Board shall appoint such members as are necessary to complete the Board of Arbitration.

(5) The Board shall submit to the Board of Arbitration any statement or statements of the matters in dispute received from the negotiating agency under subsection 3 of section 17.

(6) The Board of Arbitration shall meet forthwith after the appointment of the three members thereof and shall make an award in respect of the matters referred to it or in respect of all matters that the negotiating agency is empowered to adopt or settle by agreement, as the case may be. O. Reg. 193/59, s. 17 (4-9).

DEDUCTION OF LICENCE FEES, LEVIES OR CHARGES

19. The Board requires any person who receives any cheese from a producer to deduct from the moneys payable to the producer any licence fees, levies or charges payable by the producer to the local board and to forward such licence fees, levies or charges to the local board. O. Reg. 139/59, s. 18.

Form 1

*The Milk Industry Act*

LICENCE AS A PRODUCER OF CHEESE

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

as a producer of cheese at Cheese Factory Reg.

No. ....

Issued at Toronto, this ..... day of ....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 139/59, Form 1.

Form 2

*The Milk Industry Act*

APPLICATION FOR LICENCE  
AS A BUYER OF CHEESE

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2.

.....  
(name of applicant)

.....  
(address)

applies for a licence as a buyer of cheese under *The Milk Industry Act*.

Dated at ..... this ..... day of ....., 19..

.....  
(signature of applicant)

O. Reg. 139/59, Form 2.

Form 3

*The Milk Industry Act*

LICENCE AS A BUYER OF CHEESE

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

as a buyer of cheese.

This licence expires with the 31st day of March next following the date of issue.

Issued at Toronto, this ..... day of ....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 139/59, Form 3.



## Regulation 423

### under The Milk Industry Act

#### CHEESE—PLAN

1. The plan in the Schedule is approved and declared to be in force in Ontario except in that part of Ontario comprising the territorial districts and the Provisional County of Haliburton. O. Reg. 198/57, s. 1.

2. The local board named in the Schedule is given all of the powers that are vested in a co-operative corporation incorporated under Part V of *The Corporations Act*, as amended from time to time. O. Reg. 138/59, s. 1.

3. The members of the local board named in the Schedule shall be deemed to be the shareholders and the directors of the local board in the exercise of the powers vested in the local board under section 2. O. Reg. 138/59, s. 1.

#### Schedule

##### *The Milk Industry Act*

#### PLAN

1. This plan may be cited as "The Ontario Cheese Producers' Marketing Plan".

2. In this Plan,

- (a) "cheese" means cheese of every variety produced in Ontario;
- (b) "producer of cheese" means the person who owns the cheese at the time the cheese is manufactured.

3. This plan applies to the regulation and control of the marketing of cheese locally within Ontario.

4. There shall be a local board to be known as "The Ontario Cheese Producers' Marketing Board".

5. The local board shall be composed of seven members, each of whom shall be a producer of cheese.

6. Producers of cheese are divided into six districts as follows:

- 1. District 1, comprising the counties of Elgin, Middlesex, Oxford and Perth.
- 2. District 2, comprising the counties of Hastings, Northumberland, Peterborough and Prince Edward.
- 3. District 3, comprising the counties of Frontenac, Lanark, and Lennox and Addington.
- 4. District 4, comprising the counties of Dundas, Grenville and Leeds.
- 5. District 5, comprising the counties of Glen-garry and Stormont.
- 6. District 6, comprising the counties of Carleton, Prescott, Renfrew and Russell.

7.—(1) Producers of cheese in each of the counties named in section 6 form an association of producers of cheese to be known as a "county association of cheese producers".

(2) A producer of cheese in a territorial district, the Provisional County of Haliburton or a county not included in a district mentioned in section 6 may become a member of the county association of cheese producers nearest to his place of production.

8. There shall be a committee in each district to be known as a "District Cheese Producers' Committee".

9.—(1) On or before the 31st day of December in each year, the county association of cheese producers in each county in a district named in section 6 shall elect from the producers of cheese in the county five members to the District Cheese Producers' Committee.

(2) Where the production of cheese in a county for the twelve-month period ending with the 30th day of September in any year is more than 4,500,000 pounds, the county association of cheese producers of the county, in addition to the election of the members under subsection 1, shall on or before the 31st day of December in that year elect from the producers of cheese in the county one member for each 1,000,000 pounds of cheese by which the production of cheese exceeds 4,500,000 pounds in that period.

10.—(1) Each District Cheese Producers' Committee may on or before the 15th day of March elect from the producers of cheese in the district one member to the local board for a three-year term commencing,

- (a) for District 1, in 1958;
- (b) for District 2, in 1957;
- (c) for District 3, in 1957;
- (d) for District 4, in 1959;
- (e) for District 5, in 1959; and
- (f) for District 6, in 1958.

(2) When the term for which any member is elected to the local board expires in any year, the District Cheese Producers' Committee of the district for which he was elected may, on or before the 15th day of March in that year, elect to the local board as his successor for a term of three years a producer of cheese.

(3) When in any year a District Cheese Producers' Committee fails to elect the member to the local board in accordance with subsection 1 or 2, the members of all District Cheese Producers' Committees may elect on or before the 31st day of March of that year a producer of cheese as the member to the local board from that district.

11. At its first meeting after the 15th day of March in each year, the members elected or appointed to the local board shall appoint one person who is a producer of cheese as a member to the local board for a one-year term.

12.—(1) Subject to subsection 5, when in any year,

- (a) a District Cheese Producers' Committee fails to elect a member to the local board in accordance with subsection 1 or 2 of section 10; and
- (b) the members of all District Cheese Producers' Committees fail to elect a member in accordance with subsection 3 of section 10,

the members elected to the local board shall, at its first meeting after the 31st day of March, appoint such producers of cheese as are necessary to complete the local board.

(2) When a member of the local board dies or resigns before the 1st day of January of the year next following the date of his election or appointment, the members of the local board may appoint a producer of cheese as his successor until the 31st day of December of the year in which the death or resignation occurred.

(3) Each member appointed to the local board under subsection 1 or 2 shall be a producer of cheese in the district for which he is appointed.

(4) Where the local board makes an appointment under subsection 2 and the term of the member who died or resigned does not expire before the date of ending of the next annual meeting, if any, of producers of cheese, the election of a successor for the remainder of the unexpired term may be made by the District Cheese Producers' Committee for the district for which the member was elected.

(5) Where the District Cheese Producers' Committee fails to elect a member under subsection 4 before the 15th day of March, the local board shall make the appointment at its first meeting after the 15th day of March.

#### ANNUAL MEETING

13.—(1) The local board may call an annual meeting of all producers of cheese.

(2) The annual meeting shall be held after the 1st day of January but not later than the 15th day of March.

#### TERMINATION OF OFFICE

14.—(1) Subject to subsection 2, where an annual meeting of producers of cheese,

(a) is held in any year, the date and time of that date on which a term of office of a member of the local board ends in that year is the date and time at which the annual meeting ends; and

(b) is not held in any year, the term of office of a member of the local board ending in that year ends with the 31st day of March.

(2) Every member of a local board shall continue in office until his successor is elected or appointed in accordance with this Regulation. O. Reg. 198/57, Sched. 1.

## Regulation 424

under The Milk Industry Act

### COLLECTIVE BARGAINING AND LICENCE FEES

#### 1. In this Order,

- (a) "Association" means the Ontario Whole Milk Producers' League;
- (b) "market" in respect of fluid milk means the market named in an agreement or award, or a market for which a marketing agency has been appointed, or an area in which a distributor sells fluid milk products;
- (c) "producer" means a producer of fluid milk for sale to a distributor. O. Reg. 227/57, s. 1.

2. This Order applies to the markets named in column 1 of Schedule 1 and the areas described in Schedule 2. O. Reg. 227/57, s. 2.

#### COLLECTIVE BARGAINING

3. All collective bargaining under section 23 of the Act on behalf of the producers supplying fluid milk to any market named in column 1 of Schedule 1 and area described in Schedule 2 shall be by the Association. O. Reg. 227/57, s. 3.

4. In every case where collective bargaining representatives are required under section 23 of the Act to bargain collectively on behalf of producers supplying fluid milk to a market named in column 1 of Schedule 1 or an area described in Schedule 2, the Association shall appoint collective bargaining representatives. O. Reg. 227/57, s. 4.

#### LICENCE FEES

5.—(1) A producer supplying fluid milk to a distributor in a market named in column 1 of Schedule 1 shall pay to the Association licence fees in the amount set opposite thereto in column 2 for each 100 pounds of milk supplied, and the Association shall from the licence fees received pay to the local association, if any, named in column 3 licence fees in the amount, if any, set opposite thereto in column 4 for each 100 pounds of milk supplied by the producer.

(2) No licence fees are payable by a producer supplying fluid milk to a distributor in a municipality or police village named in Schedule 2. O. Reg. 227/57, s. 5.

6. A distributor who receives milk from a producer shall deduct the amount of the fees payable under section 5 by the producer from moneys payable to the producer and shall pay the amount to the Association. O. Reg. 227/57, s. 6.

7. A distributor shall forward the fees deducted in each month to the Association on or before the 20th day of the next following month. O. Reg. 227/57, s. 7.

8. The Association shall as soon as is practicable but within twenty days of receipt of fees from a distributor forward to the local association such amounts of the fees as are payable to it under section 5. O. Reg. 227/57, s. 8.

9. A local association shall not use fees received from the Association under section 8 for any purposes other than the payment of the expenses of the local association. O. Reg. 227/57, s. 9.

Schedule 1

COLUMN 1		COLUMN 2	COLUMN 3	COLUMN 4
Item	Name of Market	Fees Payable to the Association	Name of Local Association	Fees Payable to Local Association
1.	Acton	1½ cents	Acton Milk Producers' Association	½ cent
2.	Alliston	2 cents	Alliston Milk Producers' Association	1 cent
3.	Alvinston	1½ cents	Lambton County Milk Producers' Association	½ cent
4.	Arnprior	1½ cents	Arnprior Milk Producers' Association	½ cent
5.	Aurora	2 cents	Aurora Milk Producers' Association	1 cent
6.	Aylmer	1½ cents	Aylmer Milk Producers' Association	½ cent
7.	Barrie	1½ cents	Barrie Milk Producers' Association	½ cent
8.	Beamsville	2 cents	Lincoln County Milk Producers' Association	1 cent
9.	Belleville	1½ cents	Belleville Milk Producers' Association	½ cent
10.	Blenheim	2 cents	Blenheim Milk Producers' Association	1 cent
11.	Blyth	1½ cents	Huron County Milk Producers' Association	½ cent
12.	Bowmanville	1½ cents	Bowmanville Milk Producers' Association	½ cent
13.	Bracebridge	2 cents	Bracebridge Milk Producers' Association	1 cent
14.	Brampton	1½ cents	Brampton Milk Producers' Association	½ cent
15.	Brantford	2 cents	Brantford Milk Producers' Association	1 cent
16.	Brigden	1½ cents	Lambton County Milk Producers' Association	½ cent
17.	Brighton	1 cent	Colbright Milk Producers' Association	Nil
18.	Brockville	1½ cents	Brockville Milk Producers' Association	½ cent
19.	Bruce County	1½ cents	Bruce County Milk Producers' Association	½ cent
20.	Burk's Falls	2 cents	Burk's Falls Milk Producers' Association	1 cent
21.	Caledonia	1½ cents	Hamilton Milk Producers' Association	½ cent

	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4
Item	Name of Market	Fees Payable to the Association	Name of Local Association	Fees Payable to Local Association
22.	Campbellford	2 cents	Campbellford Milk Producers' Association	1 cent
23.	Chatham	2 cents	Chatham Milk Producers' Association	1 cent
24.	Chatsworth	3 cents	Owen Sound-Chatsworth Milk Producers' Association	2 cents
25.	Clinton	1½ cents	Huron County Milk Producers' Association	½ cent
26.	Cobourg	1½ cents	Cobourg Milk Producers' Association	½ cent
27.	Cochrane	2 cents	Cochrane Milk Producers' Association	1 cent
28.	Colborne	1 cent	Colbright Milk Producers' Association	Nil
29.	Collingwood-Stayner	1½ cents	Collingwood-Stayner Milk Producers' Association	½ cent
30.	Cornwall	1½ cents	Cornwall Milk Producers' Association	½ cent
31.	Delhi	1½ cents	Norfolk County Milk Producers' Association	½ cent
32.	Dryden	1½ cents	Dryden Milk Producers' Association	½ cent
33.	Dundalk	1½ cents	Dufferin County Milk Producers' Association	½ cent
34.	Dundas	1½ cents	Hamilton Milk Producers' Association	½ cent
35.	Dunnville	1 cent	Dunnville Milk Producers' Association	Nil
36.	Durham	1½ cents	Durham Milk Producers' Association	½ cent
37.	Elk Lake	1½ cents	Temiskaming Milk Producers' Association	½ cent
38.	Elmira	1½ cents	Elmira Milk Producers' Association	½ cent
39.	Englehart	1½ cents	Temiskaming Milk Producers' Association	½ cent
40.	Espanola-Massey	3 cents	West-Sudbury Milk Producers' Association	2 cents
41.	Exeter	1½ cents	Huron County Milk Producers' Association	½ cent
42.	Fergus	1½ cents	Fergus Milk Producers' Association	½ cent
43.	Forest	1½ cents	Lambton County Milk Producers' Association	½ cent
44.	Fort Erie-Ridgeway	2 cents	Bertie Milk Producers' Association	1 cent
45.	Fort Frances	1½ cents	Fort Frances Milk Producers' Association	½ cent
46.	Fort William and Port Arthur	1½ cents	Thunder Bay Milk Producers' Association	½ cent
47.	Galt	1½ cents	Galt Milk Producers' Association	½ cent
48.	Gananoque	2 cents	Gananoque Milk Producers' Association	1 cent
49.	Georgetown	1½ cents	Georgetown Milk Producers' Association	½ cent
50.	Goderich	1½ cents	Huron County Milk Producers' Association	½ cent
51.	Grand Valley	1½ cents	Dufferin County Milk Producers' Association	½ cent
52.	Gravenhurst	2 cents	Gravenhurst Milk Producers' Association	1 cent
53.	Grimsby	1½ cents	Hamilton Milk Producers' Association	½ cent
54.	Guelph	2 cents	Guelph Milk Producers' Association	1 cent
55.	Haileybury	1½ cents	Temiskaming Milk Producers' Association	½ cent
56.	Hanover	1½ cents	Hanover Milk Producers' Association	½ cent
57.	Hawkesbury	1½ cents	Hawkesbury Milk Producers' Association	½ cent
58.	Hespeler	1½ cents	Hespeler Milk Producers' Association	½ cent
59.	Huntsville	2 cents	North Muskoka Milk Producers' Association	1 cent
60.	Hamilton	1½ cents	Hamilton Milk Producers' Association	½ cent
61.	Ingersoll	1½ cents	Ingersoll Milk Producers' Association	½ cent
62.	Iroquois Falls-Ansonville	4 cents	Iroquois Falls-Ansonville Milk Producers' Association	3 cents
63.	Kapuskasing	2 cents	Kapuskasing Milk Producers' Association	1 cent
64.	Kenora	3 cents	Rainy River-Kenora Milk Producers' Association	2 cents
65.	Kingston	2 cents	Kingston Milk Producers' Association	1 cent
66.	Kingsville	2 cents	Essex County Milk Producers' Association	1 cent
67.	Kirkland Lake	1½ cents	Temiskaming Milk Producers' Association	½ cent
68.	Kitchener	1½ cents	Twin-City Milk Producers' Association	½ cent
69.	La Salle	2 cents	Essex County Milk Producers' Association	1 cent
70.	Leamington	2 cents	Essex County Milk Producers' Association	1 cent
71.	Levack	2 cents	Sudbury Milk Producers' Association	1 cent
72.	Lindsay	2 cents	Lindsay Milk Producers' Association	1 cent
73.	Listowel	1½ cents	Listowel Milk Producers' Association	½ cent
74.	Town of Little Current	3 cents	Manitoulin Milk Producers' Association	2 cents
75.	London	1½ cents	London Milk Producers' Association	½ cent
76.	Markdale	1½ cents	Dufferin County Milk Producers' Association	½ cent
77.	Markham	1 cent	Markham-Stouffville Milk Producers' Association	Nil
78.	Meaford	1½ cents	Meaford-Thornbury Milk Producers' Association	½ cent
79.	Midland	1½ cents	Midland-Penetang Milk Producers' Association	½ cent
80.	Milford Bay	2 cents	Bracebridge Milk Producers' Association	1 cent
81.	Milton	1½ cents	Milton Milk Producers' Association	½ cent
82.	Morrisburg	1½ cents	Dundas County Milk Producers' Association	½ cent
83.	Mount Forest	1 cent	Mount Forest Milk Producers' Association	Nil
84.	Napanee	2 cents	Napanee Milk Producers' Association	1 cent
85.	New Liskeard	1½ cents	Temiskaming Milk Producers' Association	½ cent
86.	Newmarket	1½ cents	Newmarket Milk Producers' Association	½ cent
87.	Niagara Falls	1½ cents	Niagara Falls Milk Producers' Association	½ cent



	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4
Item	Name of Market	Fees Payable to the Association	Name of Local Association	Fees Payable to Local Association
88.	Niagara-on-the-Lake	2 cents	Lincoln County Milk Producers' Association	1 cent
89.	North Bay	2 cents	North Bay Milk Producers' Association	1 cent
90.	Oakville	1½ cents	Oakville Milk Producers' Association	½ cent
91.	Orangeville	1½ cents	Dufferin County Milk Producers' Association	½ cent
92.	Orillia	1 cent	Orillia Milk Producers' Association	Nil
93.	Oshawa	1½ cents	Oshawa Milk Producers' Association	½ cent
94.	Ottawa	2 cents	Ottawa Valley Milk Producers' Association	1 cent
95.	Owen Sound	3 cents	Owen Sound Milk Producers' Association	2 cents
96.	Paris	2 cents	Paris Milk Producers' Association	1 cent
97.	Parry Sound	2 cents	West Parry Sound Milk Producers' Association	1 cent
98.	Pembroke	1½ cents	Pembroke Milk Producers' Association	½ cent
99.	Penetang	1½ cents	Midland-Penetang Milk Producers' Association	½ cent
100.	Perth	Nil		
101.	Peterborough	2 cents	Peterborough Milk Producers' Association	1 cent
102.	Petrolia	1½ cents	Lambton County Milk Producers' Association	½ cent
103.	Port Colborne	1½ cents	Port Colborne Milk Producers' Association	½ cent
104.	Port Dalhousie	2 cents	Lincoln County Milk Producers' Association	1 cent
105.	Port Hope	1½ cents	Port Hope Milk Producers' Association	½ cent
106.	Port McNicoll	1½ cents	Midland-Penetang Milk Producers' Association	½ cent
107.	Powassan	2 cents	East Parry Sound Milk Producers' Association	1 cent
108.	Prescott	1 cent	Prescott Milk Producers' Association	Nil
109.	Preston	1¼ cents	Preston Milk Producers' Association	¼ cent
110.	Prince Edward County	1¼ cents	Prince Edward County Milk Producers' Association	¼ cent
111.	Renfrew	1½ cents	Renfrew Milk Producers' Association	½ cent
112.	Ridgetown	2 cents	Ridgetown Milk Producers' Association	1 cent
113.	St. Catharines	2 cents	Lincoln County Milk Producers' Association	1 cent
114.	St. Mary's	2 cents	St. Mary's Milk Producers' Association	1 cent
115.	St. Thomas	2 cents	St. Thomas Milk Producers' Association	1 cent
116.	Sarnia	1½ cents	Lambton County Milk Producers' Association	½ cent
117.	Sault Ste. Marie-Thessalon	2 cents	Algoma Milk Producers' Association	1 cent
118.	Seaforth	1½ cents	Huron County Milk Producers' Association	½ cent
119.	Shelburne	1½ cents	Dufferin County Milk Producers' Association	½ cent
120.	Sioux Lookout	2 cents	Sioux Lookout Milk Producers' Association	1 cent
121.	Simcoe	2 cents	Norfolk County Milk Producers' Association	1 cent
122.	Smith's Falls	1½ cents	Smith's Falls Milk Producers' Association	½ cent
123.	South River	2 cents	East Parry Sound Milk Producers' Association	1 cent
124.	Stouffville	1 cent	Stouffville Milk Producers' Association	Nil
125.	Stratford	2 cents	Stratford Milk Producers' Association	1 cent
126.	Strathroy	1½ cents	Strathroy Milk Producers' Association	½ cent
127.	Sturgeon Falls	2 cents	Nipissing Milk Producers' Association	1 cent
128.	Sudbury-Copper Cliff	2 cents	Sudbury-Copper Cliff Milk Producers' Association	1 cent
129.	Sundridge	2 cents	East Parry Sound Milk Producers' Association	1 cent
130.	Sutton	1½ cents	Sutton & District Milk Producers' Association	½ cent
131.	Thornbury	1½ cents	Meaford-Thornbury Milk Producers' Association	½ cent
132.	Thorold	1½ cents	Thorold-Merritton Milk Producers' Association	½ cent
133.	Tillsonburg	2 cents	Tillsonburg Milk Producers' Association	1 cent
134.	Timmins	3 cents	Timmins Milk Producers' Association	2 cents
135.	Toronto	¾ cents	Toronto Milk Producers' Association	¾ cent
136.	Tottenham	2 cents	Alliston Milk Producers' Association	1 cent
137.	Trenton	2 cents	Trenton Milk Producers' Association	1 cent
138.	Verner	2 cents	Nipissing Milk Producers' Association	1 cent
139.	Victoria Harbour	1½ cents	Midland-Penetang Milk Producers' Association	½ cent
140.	Wallaceburg	2 cents	Wallaceburg Milk Producers' Association	1 cent
141.	Waterdown	1½ cents	Hamilton Milk Producers' Association	½ cent
142.	Waterford	1½ cents	Norfolk County Milk Producers' Association	½ cent
143.	Waterloo	1½ cents	Twin-City Milk Producers' Association	½ cent
144.	Welland	2 cents	Welland Milk Producers' Association	1 cent
145.	Wheatley	2 cents	Wheatley Milk Producers' Association	1 cent
146.	Winchester	1½ cents	Dundas County Milk Producers' Association	½ cent
147.	Whitby	1½ cents	Whitby Milk Producers' Association	½ cent
148.	Windsor	2 cents	Essex County Milk Producers' Association	1 cent
149.	Wingham	1½ cents	Huron County Milk Producers' Association	½ cent
150.	Woodbridge-Bolton	1¼ cents	Woodbridge-Bolton Milk Producers' Association	¼ cent
151.	Woodstock	1½ cents	Woodstock Milk Producers' Association	½ cent

## Schedule 2

Item	Area
1.	Village of Ailsa Craig
2.	Town of Ajax
3.	Town of Alexandria
4.	Village of Alfred
5.	Town of Almonte
6.	Village of Arthur
7.	Village of Athens
8.	Village of Bancroft
9.	Village of Barry's Bay
10.	Village of Beeton
11.	Town of Blind River
12.	Village of Bobcaygeon
13.	Village of Brussels
14.	Police Village of Burford
15.	Village of Cardinal
16.	Town of Carleton Place
17.	Township of Carnarvon
18.	Village of Casselman
19.	Village of Cayuga
20.	Village of Chalk River
21.	Township of Chapleau
22.	Village of Chesterville
23.	Village of Clifford
24.	Village of Coldwater
25.	Village of Creemore
26.	Police Village of Cumberland
27.	Village of Drayton
28.	Town of Dresden
29.	Township of Dysart
30.	Village of Eganville
31.	Village of Elora
32.	Village of Erin
33.	Village of Fenelon Falls
34.	Village of Frankford
35.	Town of Geraldton
36.	Village of Glencoe
37.	Town of Gore Bay
38.	Village of Hagersville
39.	Town of Harriston
40.	Village of Hastings
41.	Town of Hearst
42.	Village of Hensall
43.	Township of Hinchinbrooke
44.	Village of Kemptville
45.	Village of Lakefield
46.	Village of Lanark

Item	Area
47.	Village of Lancaster
48.	Village of L'Orignal
49.	Village of Lucan
50.	Village of Madoc
51.	Village of Marmora
52.	Town of Matheson
53.	Town of Mattawa
54.	Village of Maxville
55.	Village of Merrickville
56.	Village of Millbrook
57.	Village of Milverton
58.	Town of Mitchell
59.	Village of Neustadt
60.	Village of New Hamburg
61.	Township of Nipigon
62.	Police Village of Noelville
63.	Village of Norwich
64.	Village of Norwood
65.	Village of Oil Springs
66.	Police Village of Orono
67.	Town of Palmerston
68.	Police Village of Plantagenet
69.	Town of Port Dover
70.	Village of Port Perry
71.	Town of Rainy River
72.	Village of Richmond
73.	Town of Rockland
74.	Police Village of Rockwood
75.	Police Village of Russell
76.	Police Village of St. George
77.	Police Village of St. Jacobs
78.	Police Village of Selkirk
79.	Township of Sheffield
80.	Police Village of Smithville
81.	Village of Stirling
82.	Village of Tavistock
83.	Village of Thamesville
84.	Village of Thedford
85.	Town of Tilbury
86.	Village of Tweed
87.	Town of Uxbridge
88.	Town of Vankleek Hill
89.	Village of Watford
90.	Village of Westport
91.	Village of Windermere
92.	Police Village of Zurich

O. Reg. 98/59, s. 1.

## Regulation 425

### under The Milk Industry Act

#### CONCENTRATED MILK—MARKETING

##### 1. In this Regulation,

- (a) "concentrated milk products" means milk products manufactured at a plant, other than,
  - (i) cheese, and
  - (ii) creamery butter made from cream delivered to the plant;
- (b) "local board" means The Ontario Concentrated Milk Producers' Marketing Board;
- (c) "milk" means milk produced in Ontario and delivered to a plant for manufacture into concentrated milk products;
- (d) "processor" means a person engaged in the business of manufacturing concentrated milk products;
- (e) "producer" means a person engaged in the production of milk for the manufacture of concentrated milk products. O. Reg. 85/59, s. 1.

2. This Regulation applies to the regulation and control of the marketing locally within Ontario of milk produced in Ontario and delivered to a plant for manufacture into concentrated milk products. O. Reg. 85/59, s. 2.

#### LICENCES

3.—(1) No person shall commence or continue to engage in the production of milk except under the authority of a licence as a producer of milk for manufacture into concentrated milk products in Form 1.

(2) Subject to section 5, every producer shall be deemed to be the holder of a licence as a producer of milk for manufacture into concentrated milk products in Form 1. O. Reg. 85/59, s. 3.

4. No person shall be a processor except the holder of a licence for the operation of a plant under Regulation 434 of Revised Regulations of Ontario, 1960. O. Reg. 85/59, s. 4.

5.—(1) Every producer shall pay licence fees at the rate of 1 cent for each 100 pounds or fraction thereof of milk delivered to a plant and manufactured into concentrated milk products.

(2) The processor shall deduct the licence fees payable by the producer from the sum of money due to the person from whom the milk was received.

(3) Where the sum of money due to any person from whom milk was received at a plant is less than the amount of the licence fees payable by the producer, the processor shall charge the amount of the licence fees to the account of the person from whom the milk was received.

(4) The processor shall forward to the local board the licence fees,

- (a) deducted under subsection 2; and

- (b) charged to the account of the person from whom the milk was received under subsection 3,

in each month not later than the 15th day of the following month. O. Reg. 85/59, s. 5.

#### AUTHORIZATION OF LOCAL BOARD

6.—(1) The Board authorizes the local board to use any class of licence fees and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan under which the local board is established, and for such purposes as The Milk Producers' Co-ordinating Board recommends.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection 1. O. Reg. 85/59, s. 6.

7. The Board delegates to the local board the power,

- (a) to stimulate, increase and improve the marketing of milk by such means as it deems proper; and
- (b) to co-operate with a marketing board, a local board or a marketing agency of any other province for the purpose of marketing milk. O. Reg. 85/59, s. 7.

#### NEGOTIATING AGENCIES

8.—(1) There shall be a negotiating agency to be known as "The Negotiating Committee for Concentrated Milk Products" composed of sixteen persons appointed annually after the 1st day of January and before the 1st day of April upon the request in writing of the Board, of whom eight shall be appointed by the local board and eight shall be appointed by the processors.

(2) There shall be a negotiating agency to be known as "The Negotiating Committee for Transportation of Milk for Processing" composed of six persons appointed annually after the 1st day of January and before the 1st day of April upon the request in writing of the Board, of whom three shall be appointed by the local board and three shall be appointed by the transporters.

(3) Where the producers who supply milk to a plant are organized under an association, there shall be a negotiating agency in respect of the plant to be known as a "Local Negotiating Committee for Transportation of Milk for Processing" composed of six persons appointed upon the request in writing of the Board, of whom three shall be appointed by the local board and three shall be appointed by the transporters. O. Reg. 85/59, s. 8.

9. Where the local board or the processors or the transporters, as the case may be, fail to appoint the persons in accordance with section 8 within seven days of receipt of the request in writing of the Board, the Board may appoint such representatives as are necessary to complete each negotiating agency. O. Reg. 85/95, s. 9.

10. The Negotiating Committee for Concentrated Milk Products is empowered to adopt or settle by agreement,

- (a) minimum prices for milk or for any class or grade of milk;
- (b) terms, conditions and forms of agreements relating to the producing or marketing of milk; and
- (c) any charges, costs or expenses, relating to the production or marketing of milk, other than charges for transportation of milk. O. Reg. 85/59, s. 10.

11. Subject to section 12, The Negotiating Committee for Transportation of Milk for Processing is empowered to adopt or settle by agreement charges for transportation of milk. O. Reg. 85/59, s. 11.

12. Where a Local Negotiating Committee for Transportation of Milk for Processing has been established under subsection 3 of section 8, it is empowered to adopt or settle by agreement charges for transportation of milk to the plant in respect of which it is appointed. O. Reg. 85/59, s. 12.

13.—(1) A meeting of a negotiating agency may be convened by a notice stating the time and place of the meeting, in writing, given by the members of the negotiating agency appointed by the local board or the processors or the transporters, as the case may be, to the other members of the negotiating agency at least three days, but not more than seven days, before the date of the meeting.

(2) A copy of the notice under subsection 1 shall be forwarded to the Board. O. Reg. 85/59, s. 13.

ARBITRATION

14.—(1) Where a meeting of a negotiating agency is not held in accordance with the notice under section 13 or, where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement, within fourteen days after the date of the meeting stated in the notice under section 13, the matters in dispute shall be referred to the Board. O. Reg. 182/60, s. 1 (1).

(2) Where a negotiating agency decides within fourteen days after the date of the meeting stated in the notice under section 13 that an agreement on all matters that it is empowered to adopt or settle by agreement cannot be reached, it shall so notify the Board.

(3) Where the negotiating agency does not arrive at an agreement under subsection 1 or 2, it may submit in writing to the Board a statement or statements of the matters in dispute. O. Reg. 85/59, s. 14 (2, 3).

(4) Where,

- (a) the negotiating agency refers the matters in dispute to the Board, under subsection 1; or
- (b) the negotiating agency notifies the Board, under subsection 2,

the Board shall arbitrate all matters that the negotiating agency is empowered to adopt or settle by agreement, or the matters in dispute, as the case may be.

(5) The Board shall meet within seven days after the matters were referred to the Board, or the Board, was notified, under subsection 1 or 2.

(6) The Board shall make an award in respect of the matters referred to it or all matters that the negotiating agency is empowered to adopt or settle by agreement, as the case may be. O. Reg. 182/60, s. 1 (2).

Form 1

*The Milk Industry Act*

LICENCE AS A PRODUCER OF MILK FOR  
MANUFACTURE INTO CONCENTRATED  
MILK PRODUCTS

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

to produce milk.

Issued at Toronto, this.....day of....., 19...

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 85/59, Form 1.



## Regulation 426

### under The Milk Industry Act

#### CONCENTRATED MILK—PLAN

1. The marketing plan in the Schedule is approved and declared to be in force in Ontario. O. Reg. 203/54, s. 1.

#### Schedule

#### *The Milk Industry Act*

#### PLAN

1. This plan may be cited as "The Ontario Concentrated Milk Producers' Marketing-for-Processing Plan".

2. In this plan,

(a) "concentrated milk products" means milk products manufactured at a plant, other than,

(i) cheese, and

(ii) creamery butter made from cream delivered to the plant;

(b) "producer" means a person engaged in the production of milk for the manufacture of concentrated milk products.

3. There shall be a local board to be known as "The Ontario Concentrated Milk Producers' Marketing Board".

4. The local board shall be composed of eight members.

5.—(1) Producers are divided into two districts as follows:

1. District 1, comprising the counties of Carleton, Dundas, Durham, Frontenac, Glengarry, Grenville, Hastings, Lanark, Leeds, Lennox and Addington, Northumberland, Ontario, Peterborough, Prescott, Prince Edward, Renfrew, Russell, Stormont, and Victoria.

2. District 2, comprising the counties of Brant, Bruce, Dufferin, Elgin, Essex, Grey, Haldimand, Halton, Huron, Kent, Lambton, Lincoln, Middlesex, Norfolk, Oxford, Peel, Perth, Simcoe, Waterloo, Welland, Wellington, Wentworth and York.

(2) A producer in a territorial district or the Provisional County of Haliburton who is not included in a district mentioned in subsection 1 may become a member of the group of producers in the district nearest to his place of production.

6.—(1) There shall be a committee in each district mentioned in subsection 1 of section 5 to be known as a "District Concentrated Milk Producers' Committee".

(2) On or before the 1st day of March in each year, the producers in each district shall elect the members of the District Concentrated Milk Producers' Committee on the basis of one member of the committee for each 150 producers or fraction thereof.

7. On or before the 31st day of March in each year the District Concentrated Milk Producers' Committee for District 1 shall elect three members to the local board, and the District Concentrated Milk Producers' Committee for District 2 shall elect five members to the local board.

8.—(1) When in any year a District Concentrated Milk Producers' Committee fails to elect the members to the local board in accordance with section 7, the local board may at its first meeting after the 31st day of March in that year appoint the members necessary to complete the local board.

(2) When a member elected to the local board dies or resigns before the 31st day of March of the year next following the date of his election, the members of the local board may appoint a member for the unexpired term.

(3) A person appointed a member of the local board under subsection 1 or 2 shall be a producer in the district for which he is appointed. O. Reg. 203/54, Sched. 1; O. Reg. 84/59, s. 1, *amended*.

## Regulation 427

### under The Milk Industry Act

#### CREAM FOR PROCESSING—MARKETING

##### 1. In this Regulation,

- (a) "cream" means cream produced in Ontario and delivered to a plant for manufacture into creamery butter;
- (b) "creamery operator" means a person engaged in the manufacture of creamery butter at a plant;
- (c) "local board" means The Ontario Cream Producers' Marketing Board;
- (d) "plan" means The Ontario Cream Producers' Marketing-for-Processing Plan;
- (e) "producer" means a producer engaged in the production of cream. O. Reg. 140/59, s. 1.

2. This Regulation applies to the regulation and control of the marketing locally within Ontario of cream produced in Ontario and delivered to a plant for manufacturing into creamery butter. O. Reg. 140/59, s. 2.

#### LICENCES

3.—(1) No person shall commence or continue to engage in the production of cream except under the authority of a licence as a producer of cream in Form 1.

(2) Subject to section 5, every producer shall be deemed to be the holder of a licence as a producer of cream in Form 1. O. Reg. 140/59, s. 3.

4. No person shall be a creamery operator except the holder of a licence for the operation of a plant under Regulation 434 of Revised Regulations of Ontario, 1960. O. Reg. 140/59, s. 4.

5.—(1) Every producer shall pay licence fees at the rate of three-tenths of a cent for each pound or fraction thereof of milk-fat in cream delivered to a plant and manufactured into creamery butter.

(2) The operator of the plant shall deduct the licence fees payable by the producer from the sum of money due to the person from whom the cream was received.

(3) Where the sum of money due to any person from whom cream was received at a plant is less than the amount of the licence fees payable by the producer, the operator of the plant shall charge the amount of the licence fees to the account of the person from whom the cream was received.

(4) The operator of the plant shall forward to the local board the licence fees,

- (a) deducted under subsection 2; and
- (b) charged to the account of the person from whom the cream was received under subsection 3,

in any month not later than the 15th day of the following month. O. Reg. 140/59, s. 5.

#### AUTHORIZATION OF LOCAL BOARD

6.—(1) The Board authorizes the local board to use any class of licence fees and other moneys payable to it for the purposes of paying the expenses of the local board, carrying out and enforcing the Act and the regulations and carrying out the purposes of the plan under which the local board is established, and for such purposes as The Milk Producers' Co-ordinating Board recommends.

(2) The Board authorizes the local board to establish a fund in connection with the plan for the payment of any moneys that may be required for the purposes mentioned in subsection 1. O. Reg. 140/59, s. 6.

7. The Board delegates to the local board the power,

- (a) to stimulate, increase and improve the marketing of cream by such means as it deems proper; and
- (b) to co-operate with a marketing board, a local board or a marketing agency of any other province for the purpose of marketing cream. O. Reg. 140/59, s. 7.

#### NEGOTIATING AGENCY

8.—(1) There shall be a negotiating agency to be known as "The Negotiating Committee for Cream" of ten persons appointed annually after the 1st day of January and before the 1st day of April upon the request in writing of the Board, of whom five shall be appointed by the local board and five shall be appointed by the creamery operators.

(2) Where the local board or the creamery operators fail to appoint the persons in accordance with subsection 1 within seven days of the request in writing of the Board, the Board may appoint such representatives as are necessary to complete The Negotiating Committee for Cream. O. Reg. 140/59, s. 8.

9. The Negotiating Committee for Cream is empowered to adopt or settle by agreement,

- (a) minimum prices for cream or for any class or grade of cream;
- (b) terms, conditions and forms of agreements relating to the producing or marketing of cream; and
- (c) any charges, costs or expenses relating to the production or marketing of cream. O. Reg. 140/59, s. 9.

10.—(1) A meeting of a negotiating agency may be convened by a notice in writing given by the members of the negotiating agency appointed by the local board or by the creamery operators to the other members of the negotiating agency at least seven days, but not more than ten days, before the date of the meeting stating the time and place of the meeting.

(2) A copy of the notice under subsection 1 shall be forwarded to the Board. O. Reg. 140/59, s. 10.

BOARD OF ARBITRATION

11.—(1) Where a meeting of the negotiating agency is not held in accordance with the notice under section 10 or, where a meeting is held and the negotiating agency does not arrive at an agreement respecting all matters that it is empowered to adopt or settle by agreement within fourteen days after the date of the meeting stated in the notice under section 10, the matters in dispute shall be referred by the Board to a Board of Arbitration.

(2) Where the negotiating agency decides within fourteen days after the date of the meeting stated in the notice under section 10 that an agreement on all matters that it is empowered to adopt or settle by agreement cannot be reached, it shall so notify the Board.

(3) Where the negotiating agency does not arrive at an agreement on all matters that it is empowered to adopt or settle by agreement, it may submit in writing to the Board a statement or statements of the matters in dispute. O. Reg. 140/59, s. 11 (1-3).

12.—(1) The Board of Arbitration shall be composed of three members.

(2) One member may be appointed by the members of the negotiating agency appointed by the local board and one other member may be appointed by the members of the negotiating agency appointed by the creamery operators.

(3) Where the two members are appointed to the Board of Arbitration in accordance with subsection 2, the two members so appointed may appoint a third member to the Board of Arbitration but, where the two members fail to agree on the third member within seven days after the Board was notified under subsection 2 of section 11, or fourteen days after the date stated in the notice under section 10, as the case may be, the Board shall appoint the third member.

(4) Where members of the negotiating agency fail to make the appointment to the Board of Arbitration in accordance with subsection 2 within seven days after the Board was notified under subsection 2 of

section 11, or fourteen days after the date stated in the notice under section 10, as the case may be, the Board shall appoint such members as are necessary to complete the Board of Arbitration.

(5) The Board shall submit to the Board of Arbitration any statement or statements of the matters in dispute received from the negotiating agency under subsection 3 of section 11.

(6) The Board of Arbitration shall meet within seven days after the appointment of the third member thereof and shall make an award in respect of the matters referred to it, or in respect of all matters that the negotiating agency is empowered to adopt or settle by agreement, as the case may be. O. Reg. 140/59, s. 11 (4-9).

Form 1

*The Milk Industry Act*

LICENCE AS A PRODUCER OF CREAM

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued

to .....  
(name)

of .....  
(address)

to engage in the production of cream.

Issued at Toronto, this.....day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 140/59, Form 1.

## Regulation 428

### under The Milk Industry Act

#### CREAM FOR PROCESSING—PLAN

1. The marketing plan in the Schedule is approved and declared to be in force in Ontario. O. Reg. 32/55, s. 1.

#### Schedule

#### *The Milk Industry Act*

#### PLAN

1. This plan may be cited as "The Ontario Cream Producers' Marketing-for-Processing Plan".

2. In this plan,

(a) "cream" means cream produced in Ontario and delivered to a plant for manufacture into creamery butter;

(b) "producer" means a producer engaged in the production of cream.

3. This plan applies to the regulation and control of the marketing locally within Ontario of cream produced in Ontario and delivered to a plant for manufacture into creamery butter.

4. There shall be a local board to be known as "The Ontario Cream Producers' Marketing Board".

5. The local board shall be composed of nine members.

6.—(1) Producers are divided into nine districts as follows:

1. District 1, comprising the counties of Carleton, Dundas, Glengarry, Grenville, Lanark, Leeds, Renfrew, Russell, Stormont and Prescott.
2. District 2, comprising the counties of Durham, Frontenac, Hastings, Lennox and Addington, Northumberland, Peterborough, Prince Edward and Victoria.
3. District 3, comprising the counties of Halton, Ontario, Peel, Simcoe and York.
4. District 4, comprising the counties of Brant, Haldimand, Lincoln, Norfolk, Oxford, Welland and Wentworth.
5. District 5, comprising the counties of Dufferin, Waterloo and Wellington.

6. District 6, comprising the counties of Huron and Perth.

7. District 7, comprising the counties of Bruce and Grey.

8. District 8, comprising the counties of Elgin, Essex, Kent, Lambton and Middlesex.

9. District 9, comprising the territorial districts of Algoma, Cochrane, Kenora, Manitoulin, Muskoka, Nipissing, Parry Sound, Rainy River, Sudbury, Thunder Bay and Timiskaming, and the Provisional County of Haliburton.

(2) A producer in a territorial district or in a county not included in a district mentioned in subsection 1 may become a member of the county group of producers nearest to his place of production.

7. Producers in each of the counties, territorial districts and the Provisional County of Haliburton named in subsection 1 of section 6 form a group of producers to be known as a "county group of producers".

8. There shall be a committee in each district mentioned in subsection 1 of section 6 to be known as a "District Cream Producers' Committee".

9. On or before the 1st day of November in each year each county group of producers shall elect a representative or representatives to the District Cream Producers' Committee for the district in which the county, territorial district or the Provisional County of Haliburton is located on the basis of one representative for each 500 producers or fraction thereof.

10. On or before the 30th day of November in each year each District Cream Producers' Committee shall elect one member to the local board.

11.—(1) When in any year a District Cream Producers' Committee fails to elect the member to the local board in accordance with section 10, the local board may at its first meeting after the 30th day of November in that year appoint a producer to the local board.

(2) When a member elected to the local board dies or resigns before the 30th day of November of the year next following the date of his election, the members of the local board may appoint a producer for the unexpired term.

(3) A producer appointed a member of the local board under subsection 1 or 2 is a producer in the district for which he is appointed. O. Reg. 32/55, Sched. 1; O. Reg. 129/58, ss. 1, 2.



## Regulation 429

### under The Milk Industry Act

#### DESIGNATIONS—MARKETS

1. The markets designated in each Schedule are to be included in a group of markets for bargaining by producers and distributors. O. Reg. 258/58, s. 1, *part.*

#### Schedule 1

In the County of Huron:

1. Blyth.
2. Village of Brussels.
3. Clinton.
4. Exeter.
4. Goderich.
6. Village of Hensall.
7. Seaforth.
8. Wingham.
9. Police Village of Zurich. O. Reg. 258/58, s. 1, *part.*

#### Schedule 2

In the County of Bruce:

1. Chesley.
2. Kincardine.

3. Lion's Head.
4. Lucknow.
5. Mildmay.
6. Paisley.
7. Port Elgin.
9. Ripley.
9. Southampton.
10. Tara.
11. Teeswater.
12. Tobermory.
13. Walkerton.
14. Wiarton. O. Reg. 37/57, s. 1, *part.*

#### Schedule 3

In the County of Prince Edward:

1. Bloomfield.
2. Cherry Valley.
3. Consecon.
4. Picton.
5. Wellington. O. Reg. 75/57, s. 1, *part.*

## Regulation 430

### under The Milk Industry Act

#### DESIGNATIONS—MILK PRODUCTS

1. The following are designated as milk products:
  1. Buttermilk.
  2. Buttermilk powder.
  3. Concentrated liquid milk.
  4. Evaporated partly-skimmed milk.
  5. Milk albumen.
  6. Milk shake mix.
  7. Milk sugar.
  8. Modified milks.
  9. Partly-skimmed milk.
  10. Skim-milk.
  11. Skim-milk powder.
  12. Sterilized milk.
  13. Sterilized skim-milk.
  14. Whey.
  15. Whey butter.
  16. Whey cream.
  17. Whey powder.
  18. Whipped butter. O. Reg. 87/58, s. 1; O. Reg. 14/59, s. 1; O. Reg. 192/60, s. 1.

## Regulation 431

### under The Milk Industry Act

#### FLUID MILK—CLASSES AND CONTAINERS

##### 1. In this Regulation,

- (a) "buttermilk" means the product that remains after the milk-fat is removed from milk by churning and includes the product that is obtained by adding a lactic-acid culture to skim-milk;
- (b) "cereal cream" means fluid milk that contains not less than 10 per cent and not more than 15.9 per cent of milk-fat;
- (c) "cherry milk" means fluid milk that contains not less than 3 per cent of milk-fat and to which a cherry flavouring has been added;
- (d) "chocolate drink" means fluid milk that contains not less than 2 per cent of milk-fat and to which a chocolate flavouring has been added;
- (e) "chocolate milk" means fluid milk that contains not less than 3 per cent of milk-fat and to which a chocolate flavouring has been added;
- (f) "homogenized standard milk" means standard milk that has been subjected to a mechanical treatment that prevents separation of the milk-fat;
- (g) "lactic milk" means fluid milk in which lactic acid has been produced by the aid of a culture and that has an acidity between .75 and .85 per cent and contains not more than 2 per cent of milk-fat;
- (h) "partly-skimmed milk" means fluid milk that contains not less than 1.5 per cent and not more than 3.24 per cent of milk-fat and not less than 8.25 per cent of milk solids other than milk-fat;
- (i) "orange milk" means fluid milk that contains not less than 3 per cent of milk-fat and to which an orange flavouring has been added;
- (j) "skim-milk" means fluid milk that contains not more than 1.4 per cent of milk-fat and not less than 8.5 per cent of milk solids other than milk-fat;
- (k) "special milk" means fluid milk that contains not less than 4 per cent and not more than 9.9 per cent of milk-fat and not less than 8.5 per cent of milk solids other than milk-fat;
- (l) "standard milk" means fluid milk that contains not less than 3.25 per cent and not more than 3.9 per cent of milk-fat and not less than 8 per cent of milk solids other than milk-fat;
- (m) "sterilized milk" means fluid milk that,
  - (i) contains not less than 3.25 per cent milk-fat and not less than 8 per cent of milk solids other than milk-fat,
  - (ii) was heated without concentration or appreciable loss of volume to a temperature of at least 212°F. for a length of time sufficient to kill all organisms in the fluid milk, and

(iii) is packaged in a container that is hermetically sealed;

- (n) "strawberry milk" means fluid milk that contains not less than 3 per cent of milk-fat and to which a strawberry flavouring has been added;
- (o) "table cream" means fluid milk that contains not less than 16 per cent and not more than 31.9 per cent of milk-fat;
- (p) "whipping cream" means fluid milk that contains not less than 32 per cent of milk-fat. O. Reg. 198/59, s. 1; O. Reg. 160/60, s. 1.

#### CLASSES OF FLUID MILK

##### 2. The following classes of milk and milk products are designated as fluid milk products:

1. Buttermilk.
2. Cereal cream.
3. Cherry milk.
4. Chocolate drink.
5. Chocolate milk.
6. Homogenized standard milk.
7. Lactic milk.
8. Partly-skimmed milk.
9. Orange milk.
10. Skim-milk.
11. Special milk.
12. Standard milk.
13. Sterilized milk.
14. Strawberry milk.
15. Table cream.
16. Whipping cream. O. Reg. 198/59, s. 2; O. Reg. 160/60, s. 2.

#### SUBSTANCES PROHIBITED

##### 3. No person shall add to fluid milk products,

- (a) vitamins;
- (b) substances other than milk-fat, chocolate flavouring or lactic-acid cultures; or
- (c) milk solids, except where the fluid milk product is cereal cream or partly-skimmed milk. O. Reg. 275/58, s. 3; O. Reg. 279/59, s. 1.

#### CONTAINERS

4.—(1) Containers used by distributors in direct or indirect retail sales of the fluid milk products designated in section 2, except the products in items 3 and 4, shall be in the following sizes:

1. Gallon.
2. Three-quart.
3. Half-gallon.
4. Quart.
5. Pint.
6. Half-pint.

(2) Subsection 1 does not apply to,

- (a) containers used by distributors in direct or indirect retail sales and distribution of any class of fluid milk products to pupils in schools; or
- (b) containers in sizes of less than quarter-pint. O. Reg. 275/58, s. 4.

5.—(1) No distributor shall sell or deliver a fluid milk product in a container without a label stating the class of fluid milk products packaged therein.

(2) A label may be imprinted on the container, affixed to the container, or imprinted on the cap of the container.

(3) No distributor shall sell or deliver a fluid milk product in a container other than the fluid milk product designated on the label of the container. O. Reg. 93/59, s. 3.

(4) No distributor shall advertise or label the container of partly-skimmed milk as "fortified" or "modified" or otherwise indicate the addition of milk solids, unless the partly-skimmed milk contains at least 10 per cent of milk solids other than milk-fat. O. Reg. 279/59, s. 2.



## Regulation 432

### under The Milk Industry Act

#### FLUID MILK—GENERAL

##### 1. In this Regulation,

- (a) "bulk-tank milk grader" means the holder of a bulk-tank milk grader's certificate in Form 11 under Regulation 434 of Revised Regulations of Ontario, 1960;
- (b) "cream grader" means the holder of a cream grader's certificate in Form 12 under Regulation 434 of Revised Regulations of Ontario, 1960;
- (c) "cream tester" means the holder of a cream tester's certificate in Form 9 under Regulation 434 of Revised Regulations of Ontario, 1960;
- (d) "farm bulk tank" means a stationary storage tank used only for the holding and cooling of milk on the premises of a producer and includes fixtures thereto and the equipment required for use of the tank;
- (e) "milk grader" means the holder of a milk grader's certificate in Form 10 under Regulation 434 of Revised Regulations of Ontario, 1960;
- (f) "milk tester" means the holder of a milk tester's certificate in Form 8 under Regulation 434 of Revised Regulations of Ontario, 1960;
- (g) "milking equipment" includes those parts of a milking machine and its pipe lines, connections and appurtenances with which milk comes into contact when the milking machine is used;
- (h) "peddler" means a person who is engaged in the business of buying fluid milk products from a regular distributor or a producer-distributor or a shopkeeper-distributor and selling or distributing the fluid milk products either directly or indirectly to consumers, but does not include a person who,
  - (i) is employed by a licensed distributor, or
  - (ii) in accordance with an agreement in writing with a licensed distributor, buys fluid milk products from him and sells or distributes the fluid milk products to consumers in the area or areas specified in the licence of the distributor;
- (i) "plant" means a dairy or a pasteurizing plant;
- (j) "producer-distributor" means a person who produces fluid milk and is engaged in the business of selling or distributing fluid milk products obtained from that fluid milk only either directly or indirectly to consumers, and includes a co-operative corporation to which Part V of *The Corporations Act* applies that obtains fluid milk from its shareholders only and is engaged in the business of selling or distributing fluid milk products obtained from that fluid milk only;
- (k) "regular distributor" means a distributor other than a producer-distributor, peddler or shopkeeper-distributor;
- (l) "shopkeeper" means the operator of a shop, hotel, restaurant or other premises, but does not include,
  - (i) a shopkeeper who makes regular deliveries of fluid milk products to consumers other than on his premises, or
  - (ii) a shopkeeper-distributor;
- (m) "shopkeeper-distributor" means the operator of a shop, hotel, restaurant or other premises who buys fluid milk from any person other than a licensed distributor under this Regulation;
- (n) "tank truck" means a motor vehicle having a tank used only for the purpose of hauling milk from farm bulk tanks to plants or from one plant to another plant;
- (o) "tank-truck operator" means the operator of a tank truck;
- (p) "utensils" means containers and equipment used in the producing, handling and storing of milk, other than farm bulk tanks and milking equipment, with which milk comes into contact, or is likely to come into contact, on the premises of a producer. O. Reg. 276/58, s. 1; O. Reg. 190/60, s. 1.

#### QUALITY OF MILK

2. No producer shall sell or offer for sale milk for purposes of human consumption or of processing that is not produced, handled, stored and transported in accordance with this Regulation. O. Reg. 276/58, s. 2.

3.—(1) Every cow from which milk is obtained by a producer for sale for purposes of human consumption or of processing shall be in good physical condition and free from any condition or disease that adversely affects the quality or wholesomeness of the milk.

(2) No cow that is,

- (a) suffering from a condition; or
- (b) infected with a disease,

that adversely affects the quality or wholesomeness of the milk shall be stabled so as to come into contact with cows from which milk is obtained for sale for purposes of human consumption or of processing. O. Reg. 276/58, s. 3.

4.—(1) No producer shall sell or offer for sale milk for human consumption or of processing that is obtained from a cow,

- (a) in the period of fifteen days before, or in the period of five days after, parturition; or
  - (b) where medicine or an antibiotic has been injected into the udder, in the period of three full days from the time of the last injection.
- (2) Where the milk obtained from a cow,
- (a) is not sweet;
  - (b) has an objectionable flavour or odour;
  - (c) shows evidence of being watery, flaky, stringy, bloody, thick or adulterated or insanitary;

- (d) shows evidence of coagulation or casein;
- (e) contains melted fat; or
- (f) contains any foreign substance, including insects and vermin,

the producer shall not sell or offer for sale any of that milk for purposes of human consumption or of processing. O. Reg. 276/58, s. 4.

5.—(1) A producer shall not sell or offer for sale to the operator of a plant milk that he has reason to believe the operator of the plant cannot accept under Regulation 434 of Revised Regulations of Ontario, 1960 or this Regulation. O. Reg. 276/58, s. 5 (1).

(2) Where a producer has reason to believe that milk he produces fails to attain the standard of at least grade 2 as determined by a Resazurin reduction test and so failed when tested in at least one test in three tests immediately before, he shall not sell or offer for sale any milk he produces to a distributor until the milk he produces attains the standard of at least grade 1 as determined by a Resazurin reduction test.

(3) In subsection 2, "Resazurin reduction test" means the test mentioned in section 65 of Regulation 434 of Revised Regulations of Ontario, 1960. O. Reg. 276/58, s. 5 (3, 4).

6.—(1) No person shall give to any milking cow any food other than clean, wholesome food.

(2) Where any food is given to a cow of a kind or at a time or in a manner that causes her milk,

- (a) to give off an objectionable odour; or
- (b) to have a taste or appearance other than that of normal milk,

no person shall give that food at such time or in such manner to a cow from which fluid milk is obtained by a producer for the purpose of human consumption or of processing. O. Reg. 276/58, s. 6.

7. No person shall adulterate milk for sale for the purposes of human consumption or of processing. O. Reg. 276/58, s. 7.

#### SANITARY CONDITIONS

8.—(1) Cows shall be clean.

(2) When cows are in stables, the hair on udders, flanks, and tails above the switch of the cows shall be kept short.

(3) No switch of a cow's tail shall be longer than a switch that clears the floor by at least four inches when the cow is standing.

(4) Immediately before the time of each milking of a cow, the flanks and udder shall be wiped with a clean cloth moistened with a disinfecting solution. O. Reg. 276/58, s. 8.

9.—(1) Every producer shall keep all buildings or premises where cows are stabled or milked,

- (a) clean and in a sanitary condition;
- (b) free from flies and other insects;
- (c) free from dust; and
- (d) lighted and ventilated.

(2) Except in the case of glazed walls, all walls, ceilings, partitions and other parts of the stable shall be painted or whitewashed at least once each year. O. Reg. 276/58, s. 9.

10. No producer shall permit animals other than of the bovine genus in any part of a stable used for the stabling or milking of cows. O. Reg. 276/58, s. 10.

11.—(1) Every producer shall keep all parts of the premises, except loafing-type stables, clean and free from accumulations of manure and refuse.

(2) Every producer keeping cows in loafing-type stables shall provide a plentiful supply of bedding in the stables, and keep the stables free from an accumulation of refuse. O. Reg. 276/58, s. 11.

12.—(1) Every producer of milk for purposes of human consumption shall provide a milk house in a location that ensures good drainage and freedom from contamination.

(2) Every milk house shall be,

- (a) kept clean at all times;
- (b) used only for,
  - (i) cooling and storing of milk or cream,
  - (ii) storing of milking equipment and utensils, and
  - (iii) washing and disinfecting of milking equipment and utensils;
- (c) equipped with a screen to cover each opening; and
- (d) equipped with self-closing doors.

(3) No animals shall be permitted to enter a milk house. O. Reg. 276/58, s. 12.

13.—(1) No person shall use milking equipment or utensils that were not,

- (a) immediately after each use,
  - (i) rinsed with cold or lukewarm water, and
  - (ii) thoroughly cleaned to remove all dirt and milk deposits; and
- (b) immediately before each use,
  - (i) immersed in water having a temperature of at least 170°F. for at least two minutes, or
  - (ii) rinsed with a disinfectant.

(2) Every producer shall provide and maintain in good condition and state of repair adequate milking equipment and utensils for the producing, handling and storing of milk.

(3) A producer shall not use utensils that are not in good condition and state of repair.

(4) Every producer shall provide equipment and materials necessary to clean, rinse and disinfect milking equipment and utensils.

(5) A producer shall not use milking equipment or utensils for the production, handling, storage or transportation of milk if the milking equipment or utensils are made of materials that,

- (a) adversely affect the flavour of milk that comes into contact with them;
- (b) have rough surfaces or surfaces not easily cleaned;
- (c) have joints not flush with the surfaces; or

- (d) have open seams, cracks or exposed threads.
- (6) No person shall milk a cow unless he,
- (a) has washed his hands clean immediately before the milking; and
  - (b) keeps his hands clean and dry during the milking.
- (7) No person shall milk a cow or handle utensils or milking equipment that come into contact with milk, except a person who is,
- (a) in good health;
  - (b) free from a communicable disease as defined in *The Public Health Act* and the regulations thereunder;
  - (c) cleanly dressed; and
  - (d) personally clean at each time of milking and of handling milk and utensils. O. Reg. 276/58, s. 13.

14.—(1) All utensils when not in use shall be stored on clean racks in the milk house. O. Reg. 276/58, s. 14 (1).

(2) Where a milking machine is used, all parts of the milking machine not permanently installed, when not in use, shall be stored under sanitary conditions in the milk house. O. Reg. 309/58, s. 1.

15.—(1) Every producer shall provide in the milk house facilities capable of cooling milk to a temperature below 40°F.

(2) Every producer shall cool milk produced for purposes of human consumption or of processing to a temperature below 50°F. as soon as possible after milking but within two hours of the time of milking.

(3) All milk cooled under subsection 2 shall be kept at a temperature not lower than 33° F. or higher than 55° F. until the milk is received at a plant. O. Reg. 276/58, s. 15.

16.—(1) No person shall use a farm bulk tank for holding or cooling milk for sale for purposes of human consumption or processing except a farm bulk tank that complies with sections 17 to 36.

(2) Sections 21 to 36 apply to farm bulk tanks installed after the 31st day of December, 1956.

(3) Subsection 2 expires with the 31st day of December, 1966. O. Reg. 276/58, s. 16.

17.—(1) Where a farm bulk tank is installed by a producer on his premises, the farm bulk tank shall be located in a milk house.

(2) Every milk house in which a farm bulk tank is located shall,

- (a) have a floor area of at least 168 square feet;
- (b) have at least twenty-four inches of clear space between the tank and any wall of the milk house;
- (c) have clear space sufficient for the washing, cleaning, rinsing and storing of utensils and milking equipment;
- (d) have a floor with a smooth surface impermeable to liquids, having a slope of at least one-eighth of an inch to one foot to a drain;
- (e) have a floor capable of supporting the farm bulk tank and milking equipment and utensils without sagging or heaving;

(f) have the drain located in the floor of the milk house with a diameter of at least four inches and capable of draining from the floor any liquids on the floor to a location outside the milk house in such manner that the outlet for the drain can be maintained in a sanitary condition;

(g) have walls with smooth surfaces impermeable to liquids and extending for at least three feet from the floor;

(h) be properly ventilated;

(i) be lighted for the efficient carrying out of all operations therein;

(j) be provided with one opening, equipped with a self-closing device, used only for the passing of hose in the transfer of milk from the tank to the tank truck;

(k) be provided with at least one door and have each door equipped with a self-closing device;

(l) be provided with screens for all windows and other openings sufficient to prevent entry of insects;

(m) be provided with a two-compartment sink;

(n) be provided with a pressure system for supply of cold, potable water; and

(o) where a supply of hot water is not available to the milk house, be provided with a means of heating water. O. Reg. 276/58, s. 17 (1, 2).

(3) A farm bulk tank in a milk house other than a farm bulk tank installed on an island shall be at least six inches above the floor of the milk house but, in the case of a tank with a rounded bottom, the lowest part of the tank may be not less than four inches above the floor.

(4) Where a farm bulk tank is installed on an island,

(a) the island shall be of concrete and shall extend at least two inches above the floor of the milk house;

(b) the island shall be of such size that the tank upon installation thereof extends at least one inch beyond the edges of the island on each side;

(c) the top surface of the island shall be level; and

(d) the top surface and all side surfaces of the island shall be coated with a layer of waterproof material that hardens without cracking and provides a seal against water entering between the tank and the island. O. Reg. 189/59, s. 1.

18.—(1) Each farm bulk tank installed in a milk house shall be equipped with,

(a) a refrigeration unit capable of,

(i) cooling milk that reaches the tank to a temperature of 50° F. or lower within one hour, and 40° F. or lower within two hours,

(ii) except in a period of two hours after milking, maintaining a temperature of milk in the tank not lower than 33° F. and not higher than 40° F. while milk remains in the tank, and



- (iii) regulating the temperature by an automatic control mechanism to within 2° F. of a designated temperature;
  - (b) an agitator capable of stirring milk in the tank, without splashing or churning, so that the milk is thoroughly mixed in three minutes;
  - (c) a measuring device by which the weights of milk in the tank may be accurately determined; and
  - (d) an indicating thermometer with scale divisions of at least one-sixteenth of an inch for each change of 2° F. within a range of temperature from 32° F. to 120° F. that measures accurately to within 2° F. the temperature of the milk in the tank and located so as to register temperatures of the milk when the tank contains 20 per cent of its capacity.
- (2) The compressor parts of a refrigeration unit shall be enclosed by screening. O. Reg. 276/58, s. 18.

**19.** Each farm bulk tank shall be,

- (a) installed and maintained in a level position;
- (b) equipped with a means of adjusting the tank to a level position and determining whether the tank is in a level position; and
- (c) anchored to the floor firmly enough to prevent such movement of the tank as is likely to affect the accuracy of the measuring device by which the quantity of milk in the tank is determined. O. Reg. 276/58, s. 19.

**20.—(1)** Where a gauge rod is used as the measuring device to determine the weight of milk in a farm bulk tank, the gauge rod shall be plainly marked in inches and fractions thereof to at least one-sixteenth of each inch, beginning at the bottom of the rod.

(2) Where a farm bulk tank is designed for the use of a gauge rod, the tank shall be provided with a fixed point for the suspension of the gauge rod.

(3) Each gauge rod shall be supported in the vertical position at which the tank has been calibrated.

(4) No person shall use a measuring device in determining the weight of milk in a farm bulk tank except a measuring device that determines for milk of the weight in column 1 a weight within a tolerance of weight set opposite thereto in column 2 of the Table, as follows:

TABLE

Column 1	Column 2
under 1500 pounds.....	3 pounds
1500 pounds to 3000 pounds.....	4 pounds
3000 pounds to 4500 pounds.....	5 pounds
4500 pounds to 6000 pounds.....	6 pounds
6000 pounds to 7500 pounds.....	7 pounds
7500 pounds to 9000 pounds.....	8 pounds

(5) A producer shall maintain in good condition near the farm bulk tank in the milk house a chart showing the number of pounds of milk for each reading of the measuring device used to determine the weights of milk in the tank and showing the number of pounds for each graduation of the measuring device.

(6) No person shall use a measuring device or a chart other than a measuring device or a chart having the same manufacturer's serial number as the serial number of the farm bulk tank. O. Reg. 276/58, s. 20.

**21.—(1)** The inside lining, covers, bridges, doors, underside of insulated covers or bridges, agitators, tubing for compressed air agitation, inlet and outlet connections, measuring device and any other parts of a farm bulk tank coming into contact with milk or milk products shall be of 18-8 stainless steel with a carbon content of not more than .12 per cent, and the surfaces of all such parts shall be at least as smooth as No. 4 mill finish or 120 grit finish properly applied.

(2) In subsection 1, "inside lining" means all surfaces that come into contact with milk or that extend above the breast of the tank as a cooling surface and includes those surfaces that enclose the ends, sides and top of the tank instead of bridges or fixed covers.

(3) Where welds are made to the inside lining, the metal used in the weld shall be as corrosion-resistant as stainless steel. O. Reg. 276/58, s. 21.

**22.—(1)** A tank not provided with an integral cooling surface shall be so insulated as to prevent the temperature of the tank full of water from rising more than 3° F. in eighteen hours when the differential between the temperature of the water and that of the atmosphere is 50° F.

(2) A tank provided with an integral cooling surface for direct expansion of refrigerated water shall be provided with an outer shell and an automatic temperature-control system that prevents a rise of more than 5° F. in the temperature of the cooled milk, except when additional milk is added. O. Reg. 276/58, s. 22.

**23.** The portion of the outer shell that covers the outside of the insulation or heat-exchange jacket shall be of a continuous metal covering that is smooth, sanitary and sealed by welding or other effective means. O. Reg. 276/58, s. 23.

**24.** Surfaces of every farm bulk tank that come into contact with milk, including surfaces of covers, doors, fittings and accessories thereof, shall be clearly visible, easily accessible and readily cleanable. O. Reg. 276/58, s. 24.

**25.—(1)** Where welds are made to the inside lining or the breast of a tank, the welds shall be ground smooth and polished so that the finish is flush with the adjoining surface.

(2) Inside corners of the bottom, sides and ends of the inside lining of a tank and any attachments within the tank shall be rounded with radii of not less than one-half of an inch.

(3) The inside lining shall remain in a fixed position in relation to the outer shell or body of the tank and shall be of such construction that in normal use it does not develop any sag, buckle or distortion under load or from any other condition that is likely to affect the accuracy of the measuring device by which the quantity of milk in the tank is determined.

(4) The inside lining shall be pitched to the outlet to effect complete drainage.

(5) All exterior seams of the outer shell shall be sealed against moisture and vermin.

(6) Where the outside surface is not of corrosion-resistant material, the entire outside surface shall be painted and shall be smooth.

(7) The breast, or that portion of the metal used to join the inside lining to the outer vertical wall, shall be integral with or welded to the inside lining and shall be sloped or so arranged that all drainage is toward the outer edge of the tank. O. Reg. 276/58, s. 25.



26.—(1) Main covers and doors of a tank shall be of types that can be opened without being removed and shall be self-draining.

(2) Covers or doors shall have at least three-eighths of an inch of raised flange on all edges and shall fit as tightly to the tank as is practicable.

(3) When covers or doors are open, any liquid from the inner or outer surfaces of main covers and doors shall not drain into the milk compartment. O. Reg. 276/58, s. 26.

27.—(1) Fixed covers located at ends or sides of the tank shall not extend more than twelve inches over the surface of the milk and shall have at least three-eighths of an inch of raised flange.

(2) Bridges and fixed covers shall be so installed that the undersides thereof are visible from outside the tank.

(3) Bridges of a tank shall,

(a) not exceed twenty-four inches in width;

(b) be pitched to the outside edge of the tank for complete drainage; and

(c) have at least three-eighths of an inch of raised flange where the edges meet main covers. O. Reg. 276/58, s. 27.

28.—(1) The edges of all openings in the covers or bridges of a tank shall be flanged upwards at least three-eighths of an inch.

(2) Openings not continuously in use shall be provided with removable covers.

(3) Main covers, when fitted for the use of strainers, shall have openings with a rim capable of supporting the strainer.

(4) Main covers for a tank with a capacity of not more than 150 gallons shall be provided with at least one strainer opening.

(5) Covers for a tank with a capacity of more than 150 gallons shall be provided with at least two strainer openings.

(6) A removable cover shall be provided for each strainer opening and shall be self-draining to the outside edge of the cover and shall have a downward flange of not less than one-quarter of an inch.

(7) Every cover shall be provided with a handle or knob welded in place and weld-ground smooth.

(8) All openings into the tank shall be adequately protected against drip, dust, oil, insects and other things likely to contaminate the milk in the tank. O. Reg. 276/58, s. 28.

29.—(1) Every tank shall have an outlet connection that is of sanitary construction and readily cleanable.

(2) The outlet connection shall be sanitary pipe having an inside diameter of at least  $1\frac{1}{2}$  inches and,

(a) in the case of a horizontal outlet connection, that portion of the metal used to convey milk from the inside lining shall be in a generally horizontal position, with the lower surface of the connection at or below the level of the surface of the bottom of the inside lining and pitched for drainage, but in no case shall the lower surface of the connection be below the level of the surface of the outside bottom of the tank and the fittings shall not extend more than two inches beyond the outer shell of the tank;

(b) in the case of an outlet connection at the top of the tank, the sanitary pipe shall have an outside diameter of at least  $1\frac{1}{2}$  inches; and

(c) in the case of a vertical outlet connection, the vertical centre line of the outlet that extends through the bottom of the outer shell shall be as close as is practicable to an adjacent wall and shall terminate with a  $90^\circ$  L that is integral with the outlet, and the horizontal centre line of the L shall be at least four inches above the floor of the milk house. O. Reg. 276/58, s. 29.

30.—(1) Every valve provided in a tank shall be of sanitary construction and readily cleanable.

(2) Every outlet valve shall be of 18-8 gauge stainless steel or nickel alloy. O. Reg. 276/58, s. 30.

31.—(1) Every tank shall be supported on adjustable legs of adequate size and spacing to support the weight of the tank when filled to capacity.

(2) The bases of the legs shall rest on solid masonry and be sealed in concrete.

(3) The legs shall be capable of raising the tank high enough for attachment of fittings and for draining the tank.

(4) The outside of the leg sockets shall be of corrosion-resistant material or painted and shall be readily cleanable. O. Reg. 276/58, s. 31.

32. The agitator shall be so constructed that visual inspection of it can be made from outside the tank and it shall be readily cleanable. O. Reg. 276/58, s. 32.

33.—(1) In the case of an agitator that is not removable from the tank, the agitator shall be provided with at least one inch of space between the bottom of the inside lining and the nearest point of the agitator blade, but this subsection does not apply where the agitator is hinged with the main cover.

(2) All interior angles of the agitator blades shall be rounded and have radii of at least one-quarter of an inch.

(3) The opening through the bridge or the main cover shall be provided with at least one inch of space for brush cleaning between the shaft and the inside surface of the opening.

(4) The inside surface of the opening shall be not more than three-quarters of an inch in vertical depth. O. Reg. 276/58, s. 33.

34. (1) In the case of an agitator that is removable from the tank, the agitator shaft shall be provided with a coupling that is easily accessible and readily dismountable.

(2) A coupling for use inside the tank shall be of a sanitary type.

(3) The coupling when located outside the tank shall be installed above the protection provided for the shaft opening into the tank.

(4) All surfaces of the bottom support of an agitator shall be visible when the agitator shaft is removed.

(5) The bottom support shall not interfere with proper drainage of the tank.

(6) The opening through the bridge or the main cover shall be provided with at least one inch of space for brush cleaning between the shaft and the inside surface of the opening. O. Reg. 276/58, s. 34.

35. The shaft of a horizontal agitator shall be provided with a sanitary type rotary seal and shall be dismountable for cleaning. O. Reg. 276/58, s. 35.

36.—(1) Where the agitation of the milk is by compressed air, the air before being used for this purpose shall be filtered to remove dust, insects, all extraneous material and any source of objectionable odours and shall be conveyed to the milk by sanitary piping from a point above the surface of the milk in the tank.

(2) The piping used to convey the air shall be designed to prevent siphoning or back-flow of milk into the air system. O. Reg. 276/58, s. 36.

37. Every producer shall clean his farm bulk tank after each time it is empty and before it is used again by means of a cleaning compound capable of removing dirt and milk deposits and shall rinse the tank with a solution containing an effective disinfecting agent. O. Reg. 276/58, s. 37.

#### TANK TRUCKS

38. No person shall be a tank-truck operator who transports milk from a farm bulk tank except a bulk-tank milk grader. O. Reg. 276/58, s. 38.

39.—(1) No person shall transport milk from a farm bulk tank except in a tank truck having a tank with an inside lining of stainless steel.

(2) No person shall operate a tank truck for the transportation of milk from a farm bulk tank except a tank truck equipped with,

- (a) an insulated dust-tight cabinet constructed of stainless steel for the holding of milk hose, a pump and other equipment used in transferring milk from farm bulk tanks to the tank truck; and
- (b) an insulated dust-tight cabinet constructed of stainless steel for the holding of samples of milk and a means by which the samples are kept cool.

(3) No person shall transfer milk from a farm bulk tank to a tank truck except by means of hose.

(4) No person shall use hose for the transfer of milk from a farm bulk tank to a tank truck except hose that has smooth surfaces, is readily cleaned, is not toxic and does not affect the taste of milk that comes in contact with the hose. O. Reg. 276/58, s. 39.

40.—(1) A tank-truck operator shall, before transferring any milk from a farm bulk tank to his tank truck, examine the milk in the tank and, where he finds that the milk examined would be rejected at the plant to which he transports milk, he shall not transfer any of the milk from the tank to the tank truck but shall,

- (a) take a sample of the milk; and
- (b) deliver to the producer or attach to the tank a rejection tag showing the reason for the rejection.

(2) Where a producer receives a rejection tag, he may apply to the operator of the plant to which he supplies milk for acceptance of the milk for which the rejection tag was issued.

(3) Where the operator of a tank truck declines to transfer milk from a farm bulk tank under subsection 1, the producer shall not sell or offer for sale the milk for human consumption or processing unless it is accepted by a plant upon application under subsection 2. O. Reg. 276/58, s. 40.

41.—(1) No tank-truck operator shall transfer milk from a farm bulk tank without determining the weight of the milk in the tank.

(2) The operator of a tank truck immediately after he determines the weight of the milk in the tank shall make a report to the producer showing,

- (a) the date;
- (b) the weight of milk in the tank;
- (c) the reading of the gauge rod or other measuring device; and
- (d) the temperature of the milk.

(3) Where a measuring device used in determining the weight of the milk in the tank does not show the weight of the milk, the tank-truck operator shall compute the weight.

(4) In computing the weight of milk under subsection 3, one gallon of milk shall be deemed to weigh 10.32 pounds.

(5) Immediately after determining the weight of milk in the tank, the tank-truck operator shall start the agitator.

(6) After the agitator has been in operation for at least five minutes and so much longer as may be necessary for the milk to be thoroughly mixed, the tank-truck operator shall take a sample of at least one ounce of the milk. O. Reg. 276/58, s. 41 (1-6).

(7) Each sample of milk taken under subsection 6 shall be put into a glass bottle used only for holding samples of milk from the tank of one producer, and the bottle shall be closed by a rubber stopper that fits over the top of the bottle and on which is clearly marked the name or number of the producer. O. Reg. 309/58, s. 2.

(8) The tank-truck operator shall add to each composite sample of milk such amounts of mercuric chloride or other preservative equivalent for the purpose as may be necessary to preserve the composite sample.

(9) A tank-truck operator shall, after transferring the milk from a tank to his tank truck, rinse the tank with cold or lukewarm water. O. Reg. 276/58, s. 41 (8, 9).

#### TRANSPORTATION OTHER THAN BY TANK TRUCK

42. Where fluid milk of a producer is transported other than by tank truck, the containers of the fluid milk shall be,

- (a) metal;
- (b) in good condition;
- (c) free from rust, open seams and other defects; and
- (d) covered by a secure lid. O. Reg. 276/58, s. 42.

43.—(1) No person shall transport fluid milk in a vehicle,

- (a) that is in an insanitary condition; or
- (b) that has been used for a purpose that may cause contamination of fluid milk, or containers thereof, subsequently transported in the vehicle.

(2) No person shall transport fluid milk in a vehicle other than a tank truck, except,

- (a) a vehicle with a covered van body having rigid walls, an insulated roof and a solid floor, so that wind, dust and moisture cannot seriously affect the milk or containers thereof or permit extreme heat or freezing conditions within the shipping space of the vehicle; or
- (b) a vehicle used to transport fluid milk when the milk and containers thereof are protected from extreme heat and freezing conditions, dust and contamination and the fluid milk is received at a plant before 10 a.m. on the day it is transported from the premises of the producers.
- (3) No person shall deck containers of fluid milk in a vehicle used to transport milk or cream without decking boards that are supported from the body of the vehicle and so located that clearance is provided for the containers in each deck.
- (4) Fluid milk shall be transported without delay. O. Reg. 276/58, s. 43.

## TRAFFICKING IN FLUID MILK PROHIBITED

44. No transporter shall engage in the purchasing or selling of fluid milk or the trafficking in fluid milk. O. Reg. 309/58, s. 3.

## DISTRIBUTORS

45. The following classes of distributors are designated:

1. Regular distributors.
2. Producer-distributors.
3. Peddlers.
4. Shopkeeper-distributors. O. Reg. 276/58, s. 45.

46.—(1) No person shall be a regular distributor, producer-distributor, peddler or shopkeeper-distributor without a licence therefor from the Board.

(2) No licence shall be issued or renewed except upon application therefor in Form 1. O. Reg. 42/60, s. 1, *part*.

(3) A licence as a regular distributor, producer-distributor, peddler or shopkeeper-distributor shall be in Form 2, 3, 4 or 5, respectively.

(4) A licence shall be issued for the period from and including the 1st day of April in the year in which the licence is issued to and including the 31st day of March in the following year.

(5) A licence is not transferable. O. Reg. 276/58, s. 46 (1-6).

(6) The fee for a licence or renewal thereof is,

- (a) in the case of a regular distributor or producer-distributor who operates,
- (i) not more than five routes, \$5, and
  - (ii) more than five routes, \$10; and
- (b) in the case of a shopkeeper-distributor or peddler, \$5,

and shall be forwarded with the application for a licence. O. Reg. 42/60, s. 1, *part*.

47.—(1) A producer-distributor who sells not more than twenty quarts of fluid milk products and not more than three quarts of cream a day in that part of Ontario

where fluid milk is not required to be pasteurized under *The Public Health Act* or regulations thereunder is exempt from section 46.

(2) A producer who sells pasteurized cream in any public market where products of the farm are sold direct to consumers and the cream is not delivered to the premises of the consumer is exempt from section 46. O. Reg. 276/58, s. 47.

48. No person shall supply for resale fluid milk products to, or pasteurize fluid milk for, any other person who is,

- (a) not the holder of a licence under this Regulation; or
- (b) not exempt from the Act or this Regulation. O. Reg. 276/58, s. 48.

49. Where a regular distributor or producer-distributor operates more than one dairy, he shall apply for a licence for the operation of each dairy. O. Reg. 276/58, s. 49.

50. A licence as a peddler is issued upon the conditions that he,

- (a) buys no fluid milk products other than from a dairy named in his licence; and
- (b) operates only one delivery vehicle. O. Reg. 276/58, s. 50.

51. Where a distributor ceases to carry on the business for which he is licensed, he shall forthwith surrender his licence to the Board. O. Reg. 309/58, s. 4.

## PAYMENT

52. Where fluid milk is purchased from a producer pursuant to an agreement or an award,

- (a) on a daily cash basis,
  - (i) the fluid milk shall be paid for on the day received, or
  - (ii) on the day the fluid milk is received, the price of the fluid milk shall be deposited in a bank account established for payment of the producers only and the producers shall be paid for fluid milk supplied during the first half of any month not later than the 25th day of that month and during the remainder of that month not later than the 10th day of the next following month;
- (b) on a weekly credit basis, the fluid milk received during any one week shall be paid for not later than Monday of the following week;
- (c) on a bi-weekly credit basis, the fluid milk received during any period of two weeks shall be paid for not later than the tenth day thereafter;
- (d) on a twice-a-month credit basis, the fluid milk received,
  - (i) during the first half of the month shall be paid for not later than the 25th day of the month, and
  - (ii) during the remainder of the month shall be paid for not later than the 10th day of the following month; or
- (e) on a monthly credit basis, the fluid milk received during any one month shall be paid for not later than the 15th day of the following month. O. Reg. 276/58, s. 52.



53.—(1) Each regular distributor and each shopkeeper-distributor, on making application for a licence, or renewal thereof, shall deposit with the Board security in the form of,

- (a) direct and guaranteed securities of the Government of Canada;
- (b) direct and guaranteed securities of the Government of Ontario; or
- (c) a surety bond of a guarantee company, approved under *The Guarantee Companies Securities Act*, in Form 6.

in an amount determined under section 55.

(2) Subsection 1 does not apply to a regular distributor or shopkeeper-distributor whose monthly purchases of fluid milk are less than \$500 and who has with the approval of the Board made arrangements for weekly payment to his producers. O. Reg. 276/58, s. 53.

54.—(1) Notwithstanding subsection 1 of section 53, any number of distributors may, as a group, deposit security with the Board in the form of a bond of a guarantee company, approved under *The Guarantee Companies Securities Act* and regulations thereunder, in Form 7.

(2) The amount of security under subsection 1 shall not exceed \$100,000 in respect of any one distributor.

(3) The Board may at any time require any distributor in a group to deposit security in accordance with subsection 1 of section 53. O. Reg. 276/58, s. 54.

55.—(1) For the purpose of subsection 2, the average value of fluid milk shall be determined on the average daily value of fluid milk delivered to the distributor during the previous calendar year.

(2) Where security is required under section 53, it shall be,

- (a) where producers are paid on a daily cash basis, not less than the average value of fluid milk received from producers during a period of seven days;
- (b) where producers are paid on a weekly credit basis, not less than the average value of fluid milk received from producers during a period of fifteen days;
- (c) where producers are paid on a bi-weekly or twice-a-month credit basis, not less than the average value of fluid milk received from producers during a period of thirty days;
- (d) where producers are paid on a monthly credit basis, not less than the average value of fluid milk received from producers during a period of forty-five days; or
- (e) where a distributor is commencing business, an amount based on clause *a, b, c or d*, but not less than \$1,000. O. Reg. 276/58, s. 55.

56. The security deposited with the Board under sections 53, 54 and 55 shall be applicable solely to unpaid claims of producers for fluid milk sold to the distributor. O. Reg. 276/58, s. 56.

57.—(1) Where a distributor is in default in making payment for fluid milk sold to him by a producer on a basis mentioned in section 52, the producer may notify the Board of the default.

(2) Upon receipt of a notice under subsection 1, or a report from a field-man, that the distributor is in default in making payment for fluid milk sold to

the distributor by a producer on a basis mentioned in section 52, the Board shall, by registered mail, give notice to the distributor of the producer's claim and require that the claim be paid within five days of the date of mailing of the notice by the Board.

(3) Where the Board is satisfied after the expiration of the five-day period referred to in subsection 2 that the distributor is in default in making the payment referred to in subsection 1, the Board may realize upon the security and shall, out of the money so obtained, pay the producer the amount of his claim.

(4) Where more than one producer notifies the Board of the default of a distributor under subsection 1 and the amount of moneys realized upon the security deposited by the distributor with the Board is insufficient to pay the claim of the producers, the Board shall distribute the moneys *pro rata* to the producers.

(5) Where,

- (a) the distributor has deposited with the Board security in the form required by clause *a or b* of subsection 1 of section 53; and
- (b) the Board has realized upon the security under subsection 3,

the Board shall require the distributor to deposit such additional security with the Board as is necessary to comply with section 55 and, upon the distributor depositing the additional security, the Board shall return to the distributor any money remaining from the sale of securities by the Board after the payment of the claims of the producer under subsection 3. O. Reg. 276/58, s. 57.

#### SELECTING AND REJECTING FLUID MILK

58.—(1) Subject to subsection 2, no person other than a milk tester shall test for milk-fat content or supervise the testing of fluid milk received at a plant.

(2) An apprentice milk tester may test fluid milk for milk-fat content while personally supervised by a milk tester. O. Reg. 276/58, s. 58.

59.—(1) Subject to subsections 2 and 3, no person other than a milk grader shall select, grade, reject, weigh or sample, or supervise the selecting, grading, rejecting, weighing or sampling of fluid milk received in a plant or in a farm bulk tank.

(2) A bulk-tank milk grader may select, grade, reject, weigh or sample milk in a farm bulk tank.

(3) An apprentice milk grader may select, grade, reject, weigh or sample fluid milk while personally supervised by a milk grader. O. Reg. 276/58, s. 59.

60. Fluid milk rejected at a plant or at a farm bulk tank shall be known as "rejected milk". O. Reg. 276/58, s. 60.

61. The milk grader at a plant shall select or reject fluid milk delivered by each producer immediately after the lid of the container is loosened and before any of the fluid milk of the producer is removed from the container other than for testing purposes. O. Reg. 276/58, s. 61.

62. The milk grader at a plant or at a farm bulk tank shall reject fluid milk of a producer that,

- (a) is not sweet;
- (b) has an objectionable flavour or odour; or
- (c) shows evidence of being watery, flaky, stringy, bloody, thick or adulterated or insanitary. O. Reg. 276/58, s. 62.



63. The milk grader at a plant shall reject fluid milk delivered in a container that is not,

- (a) metal;
- (b) in good condition;
- (c) free from rust, open seams and other defects; or
- (d) covered by a secure lid. O. Reg. 276/58, s. 63.

#### TESTING FOR SEDIMENT CONTENT OF FLUID MILK

64.—(1) The grades for fluid milk when tested for sediment content of the fluid milk are,

- (a) grade A, consisting of fluid milk that contains not more than 0.25 milligram of sediment to sixteen ounces of fluid milk;
- (b) grade B, consisting of fluid milk that contains not more than 1.25 milligrams of sediment to sixteen ounces of fluid milk;
- (c) grade C, consisting of fluid milk that contains not more than 2.0 milligrams of sediment to sixteen ounces of fluid milk; and
- (d) grade D, consisting of fluid milk that contains more than 2.0 milligrams of sediment to sixteen ounces of fluid milk.

(2) Tests made for sediment content of fluid milk shall be known as "sediment tests". O. Reg. 276/58, s. 64.

65.—(1) For making sediment tests, the operator of a plant shall provide,

- (a) at least one sediment tester having a capacity of sixteen ounces of milk;
- (b) an additional head for each sediment tester;
- (c) two holders of a clamp type;
- (d) a quantity of lintine cotton discs having a diameter of  $1\frac{1}{4}$  inches; and
- (e) charts of sediment standards.

(2) The milk grader at a plant shall maintain in good repair equipment for making sediment tests and shall from time to time examine the equipment to ensure that, when a sediment tester is used, the sample of fluid milk drawn for each test is at least sixteen ounces.

(3) The milk grader shall, for purposes of testing, draw each sample of fluid milk by a sediment tester from the bottom of the container of fluid milk so that the head of the sediment tester passes diametrically across the bottom of the container as the sample of fluid milk is drawn into the sediment tester. O. Reg. 276/58, s. 65.

66.—(1) A milk grader shall make at least one sediment test of fluid milk delivered to a plant by a producer in each half-month period.

(2) When a sediment test is made, the test shall be made of the fluid milk in at least one container received from the producer and selected at random, before any of the fluid milk received from the producer on that day is removed from its containers.

(3) The milk grader shall make the sediment test of the fluid milk immediately after the lid of the container is first removed and before any of the fluid milk is removed from the container.

(4) Where a sediment test is made of the fluid milk in one container delivered by a producer and the sediment test shows that the fluid milk is grade C or grade D, the grader shall,

- (a) make a sediment test of the fluid milk in every container of fluid milk received from the producer on the day of the test;
- (b) make a sediment test of every container of fluid milk subsequently delivered by that producer until all of the fluid milk received from that producer on a subsequent day complies with the standards of at least grade B or all of the fluid milk delivered by that producer is rejected under section 67;
- (c) where he finds by a sediment test that any fluid milk is grade D, reject the fluid milk; and
- (d) where he finds by a sediment test that any fluid milk is grade C,
  - (i) where the container is owned by the producer, attach to the container a warning tag on which is recorded the particulars of the delivery and the grade and return the container promptly to the producer, or
  - (ii) send by prepaid post or deliver to the producer a notice of the particulars of the delivery of fluid milk and the grade. O. Reg. 276/58, s. 66.

67.—(1) Where a milk grader finds by sediment tests that fluid milk delivered to a plant by a producer fails to comply with at least grade B on more than six days in any fifteen-day period, he shall reject all fluid milk from that producer until the producer shows that the fluid milk he delivers complies with the requirements of at least grade B.

(2) Where a milk grader rejects fluid milk under subsection 1, the milk grader shall send by prepaid mail or deliver to the producer a notice of the particulars of the delivery of fluid milk and the cause of the rejection and return to the producer at his expense any fluid milk delivered thereafter until the producer shows that the fluid milk he delivers complies with the requirements of at least grade B. O. Reg. 309/58, s. 5.

68. Where a milk grader rejects fluid milk, he shall,

- (a) attach to the container in which the fluid milk was delivered a rejection tag bearing the words "rejected milk";
- (b) state on the rejection tag the cause for the rejection;
- (c) add to the fluid milk a harmless food colouring; and
- (d) return as soon as is practicable to the producer the fluid milk in the container in which it was delivered. O. Reg. 276/58, s. 68.

69. No person shall sell, offer for sale, transport or deliver rejected milk for use as food, or in the preparation of food, for human consumption. O. Reg. 276/58, s. 69.

#### TESTING FOR BACTERIAL ACTIVITY

70. The operator of a plant shall make or cause to be made at least one test for bacterial activity in fluid milk delivered to the plant by a producer in each thirty-day period. O. Reg. 276/58, s. 70.

71.—(1) Where the operator of a plant has not caused tests to be made at a laboratory, he shall provide equipment for making Resazurin reduction tests.

(2) The equipment for making Resazurin reduction tests shall be,

- (a) one pipette or dipper having a capacity of ten millilitres;
- (b) one pipette or burette having a capacity of one millilitre;
- (c) culture tubes;
- (d) culture-tube racks;
- (e) culture-tube closures;
- (f) a water bath with a cover capable of excluding light and with a means of heating that is thermostatically controlled so that the contents of culture tubes in the bath are heated to at least 96° F. in a period of not more than ten minutes and then maintained at a temperature between 96° F. and 99° F. during the test period;
- (g) a quantity of Resazurin tablets, each containing eleven milligrams of dye;
- (h) a quantity of distilled water;
- (i) one thermometer;
- (j) one china-marking pencil;
- (k) one graduated cylinder of such capacity as is required for holding and measuring quantities of fifty millilitres and 200 millilitres of liquids;
- (l) one glass bottle of amber or other colour, having low actinic properties of 500 millilitre capacity and suitable for holding a solution of Resazurin dye; and
- (m) one container for holding hot water for the sterilization of pipettes, dippers and burettes during fluid milk-sampling operations.

(3) For purposes of making a Resazurin reduction test, a milk grader shall prepare a Resazurin dye solution. O. Reg. 276/58, s. 71.

**72.** Where milk is tested for bacterial activity by a Resazurin reduction test and the sample of fluid milk for purposes of test is added to the Resazurin dye solution, the grades for fluid milk are,

- (a) grade 1, for fluid milk of which the sample does not change in colour from blue grey to more than purplish blue in a period of three hours;
- (b) grade 2, for fluid milk of which the sample changes in colour from blue grey to not more than purplish blue in a period of two hours, but to more than purplish blue in a period of three hours;
- (c) grade 3, for fluid milk of which the sample changes in colour from blue grey to not more than purplish blue in a period of one hour, but to more than purplish blue in a period of two hours; and
- (d) grade 4, for fluid milk of which the sample changes in colour from blue grey to more than purplish blue in a period of one hour. O. Reg. 276/58, s. 72.

**73.** Where a milk grader finds by a Resazurin reduction test that the fluid milk delivered by a producer is grade 3 or grade 4, he shall make a Resazurin reduction test of the fluid milk of that producer at least once each week until he finds that the fluid milk is at least grade 2, or the fluid milk is rejected under section 74. O. Reg. 309/58, s. 6.

**74.—(1)** Where a milk grader finds by a Resazurin reduction test that the fluid milk delivered by a producer failed to comply with at least grade 2 on more than three tests in any thirty-day period, he shall reject all fluid milk from that producer until the producer shows that the fluid milk he delivers complies with the requirements of grade 1. O. Reg. 309/58, s. 7 (1).

(2) Where a milk grader finds by a bacterial activity test that the fluid milk is grade 3 or grade 4, he shall notify the producer of the results of the test within twenty-four hours. O. Reg. 276/58, s. 74 (2).

(3) Where a milk grader rejects fluid milk under subsection 1, the milk grader shall send by prepaid mail or deliver to the producer a notice of the particulars of the delivery of fluid milk and the cause for the rejection and shall return to the producer at his expense any fluid milk delivered thereafter until the producer shows that the fluid milk he delivers complies with the requirements of grade 1. O. Reg. 309/58, s. 7 (2).

**75.—(1)** A producer whose fluid milk is rejected at a plant shall not deliver fluid milk to another plant within a period of fifteen days after such rejection or until he has shown to the operator of the plant at which the fluid milk was rejected that the fluid milk that he delivers is acceptable under this Regulation.

(2) A producer whose fluid milk is rejected at a plant and who delivers fluid milk to another plant within fifteen days of the rejection shall notify the operator of the plant of the rejection and the cause for the rejection given on the rejection tag or in a notice to the producer. O. Reg. 276/58, s. 75 (1, 2).

(3) The operator of a plant shall reject fluid milk delivered by a producer whose fluid milk was rejected at a plant within the preceding period of fifteen days, unless the producer has complied with subsections 1 and 2 and the fluid milk is tested by sediment test and found to be at least grade B and by the Resazurin reduction test and found to be grade 1. O. Reg. 309/58, s. 8.

**76.** A milk grader shall test for sediment content and bacterial activity fluid milk delivered by a producer,

- (a) who has not delivered fluid milk to the plant during the fifteen-day period preceding the date of delivery; or
- (b) whose fluid milk has been rejected by a plant during the fifteen-day period preceding the date of delivery. O. Reg. 276/58, s. 76.

#### SAMPLING AND TESTING FOR MILK-FAT CONTENT

**77.** An operator of a plant shall provide,

- (a) containers of at least eight-ounce capacity with close-fitting tops or stoppers to hold composite samples of fluid milk of producers delivering fluid milk to the plant;
- (b) a supply of mercuric chloride or other preservative equivalent for the purpose for use in preserving the composite samples of fluid milk;
- (c) equipment for obtaining a sample of fluid milk from the fluid milk received from a producer; and
- (d) a tank of sufficient size to be a tempering bath for samples of fluid milk in the making of a test for milk-fat content of the fluid milk. O. Reg. 276/58, s. 77.

**78.—(1)** For making Babcock tests of fluid milk, the operator of a plant shall provide,

- (a) Babcock-test bottles and pipettes;
- (b) one acid measure for measuring sulphuric acid and pouring it into Babcock-test bottles;
- (c) a quantity of sulphuric acid having a specific gravity of not less than 1.82 or more than 1.83 at a temperature of 68° F.;
- (d) a centrifuge that is,
  - (i) in sound mechanical operating condition,
  - (ii) capable of being operated at speeds required for tests without appreciable vibration,
  - (ii) equipped with a speed indicator or other means of readily determining the speed, and
  - (iv) properly mounted;
- (e) a means of heating the centrifuge to a temperature of at least 130° F. and maintaining a temperature at not less than 130° F. during the period of the test;
- (f) a set of calipers in sound mechanical operating condition, with a screw-locking device; and
- (g) a water bath with a means of heating the water to a temperature of at least 130° F. and maintaining the temperature at not less than 130° F. or more than 140° F. during the period of the test and a thermometer capable of measuring readily the temperature of the water.

(2) Upon the request of a field-man, the operator of a plant shall permit the field-man to use equipment and supplies. O. Reg. 276/58, s. 78.

**79.**—(1) Subject to subsection 2, after fluid milk delivered in cans by a producer to a plant is graded, the milk grader shall,

- (a) empty the fluid milk from the cans in which he received the fluid milk from the producer into a weighing-can on, or hanging from, scales;
- (b) ensure that the outlet of the weighing-can does not leak during the weighing and sampling of the fluid milk;
- (c) weigh the fluid milk and record the weight to the nearest pound; and
- (d) take a sample of at least ten millilitres of the fluid milk from each quantity of fluid milk weighed in one weighing thereof after it is thoroughly mixed in the weighing-can.

(2) Where,

- (a) a distributor purchases not more than 144 gallons of fluid milk from producers each day; and
- (b) the weight of each empty can in which the distributor receives the fluid milk is clearly marked thereon,

the milk grader may weigh and sample the fluid milk in the can in which he receives the fluid milk.

(3) Where a milk grader weighs fluid milk in the can in which he receives it under subsection 2, he shall take a sample of at least ten millilitres of fluid milk from a mixture of fluid milk obtained by thoroughly mixing aliquot portions of the fluid milk in all cans of fluid milk received from each producer.

(4) The milk grader shall make a composite sample of fluid milk received from each producer by putting each sample of fluid milk received from the producer in a period of not more than sixteen days into one container on which is clearly marked the name or number of the producer.

(5) Where a sample of fluid milk is added to a composite sample, the milk grader shall mix the sample with the composite sample by a rotary method.

(6) The milk grader shall add to each composite sample of fluid milk such amounts of mercuric chloride, or other preservative equivalent for the purpose, as may be necessary to preserve the composite sample.

(7) A milk grader shall maintain each composite sample of the fluid milk he is grading at a temperature of not lower than 40° F. or higher than 60° F. until the composite sample is tested for milk-fat content.

(8) No person shall put into a sample of fluid milk,

- (a) subject to subsection 6, any foreign substance; or
- (b) any fluid milk other than samples of fluid milk from the same producer in accordance with this section. O. Reg. 276/58, s. 79.

**80.**—(1) A milk tester shall test each composite sample of the fluid milk for milk-fat content within five days after the last sample was added to the composite sample.

(2) The milk tester shall make each test for milk-fat content of fluid milk by the Babcock test.

(3) The milk tester shall maintain every composite sample of fluid milk that he tests for milk-fat content at a temperature not lower than 40° F. or higher than 60° F. for a period of at least twelve days after the last sample of fluid milk is added to the composite sample. O. Reg. 276/58, s. 80.

**81.** The milk-fat content of a composite sample shall be deemed to be the milk-fat content of the fluid milk from which the samples were taken. O. Reg. 276/58, s. 81.

**82.** Upon the request of a producer or his representative, the operator of a plant shall,

- (a) furnish to the producer a statement of the milk-fat content of the producer's fluid milk delivered to the plant before the samples are destroyed; and
- (b) re-test the fluid milk in the presence of the producer or person representing him. O. Reg. 276/58, s. 82.

**83.** Where a field-man or a milk tester obtains a sample of any class of fluid milk products for purposes of making a test for milk-fat content thereof, the test shall be made by the Babcock test. O. Reg. 309/58, s. 9.

#### RECORDS AND RETURNS

**84.** A distributor shall keep for twelve months complete records of all fluid milk bought and the records shall include,

- (a) the weights of all fluid milk bought daily from each producer;
- (b) the weights of all fluid milk bought daily from sources other than producers;
- (c) the milk-fat tests of all fluid milk bought from each producer or from any source other than producers;



- (d) the total amounts of all fluid milk bought each day and during each payment period; and
- (e) the original entries of the weights of fluid milk bought and the milk-fat tests of the fluid milk. O. Reg. 276/58, s. 83.

**85.**—(1) A distributor shall give to each producer from whom fluid milk has been received a statement showing,

- (a) except where the fluid milk is transported from a farm bulk tank, the weights of fluid milk received daily during the payment period;
- (b) the milk-fat tests of each composite sample of the fluid milk for the payment period;
- (c) the number of pounds of fluid milk received and the price to be paid therefor;
- (d) the grades of the fluid milk;
- (e) the payment price, including differentials, and total value for each class of fluid milk;
- (f) the value of, and reason for, any deduction; and
- (g) where producer quotas are in effect, the number of pounds in each producer's quota. O. Reg. 276/58, s. 84 (1); O. Reg. 190/60, s. 3.

(2) The distributor shall keep a copy of his statement to each producer under subsection 1 for at least twelve months. O. Reg. 276/58, s. 84 (2).

**86.** A distributor shall keep for at least twelve months a complete record of fluid milk products sold and the records shall include,

- (a) the number of gallons sold in bulk and the number of gallons, quarts, pints, half-pints and other units of fluid milk products sold by wholesale and at retail each day by each driver-salesman of a delivery vehicle and the proceeds of sales by retail and wholesale;
- (b) the number of gallons, quarts, pints, half-pints and other units of fluid milk products sold each day at the dairy and the proceeds of the sales;
- (c) the number of gallons, quarts, pints and half-pints of fluid milk products sold each day to peddlers and to other distributors; and
- (d) the total amount of all fluid milk products sold for each payment period by a distributor, including the total number of gallons, quarts, pints and half-pints sold and the selling price of the fluid milk products. O. Reg. 276/58, s. 85.

**87.**—(1) Every distributor of fluid milk products shall furnish to the Board within three months after the end of the fiscal year of the distributor three copies of the financial statement of the operations during the fiscal year of the distributor, including the balance sheet and profit and loss statement, in respect of each plant operated by the distributor in Ontario.

(2) Every financial statement furnished by a distributor of fluid milk products under subsection 1 shall be certified by his auditor.

(3) A distributor of fluid milk products shall, in addition to the information or returns required under subsection 1, furnish to the Board such information or returns as the Board from time to time determines.

(4) Producers and transporters of fluid milk shall furnish to the Board such information or returns as the Board determines. O. Reg. 276/58, s. 86.

#### DELIVERY OF FLUID MILK PRODUCTS

**88.** No distributor shall,

- (a) deliver fluid milk products to shopkeepers or consumers except by means of the regular delivery vehicle for the area in which the shopkeeper or consumer is located, which vehicle is operated by the regular driver of that vehicle during the time of the regular service for that area;
- (b) subject to sections 89 to 94, make more than seven deliveries a week to any shopkeeper or consumer; or
- (c) provide special delivery service to consumers in a portion of an area, either before or after the regular time of delivery for that area. O. Reg. 276/58, s. 87.

**89.** No distributor shall deliver fluid milk products on Sunday to a shopkeeper or consumer in the areas named in column 1 and described in column 2 of Schedule 1. O. Reg. 276/58, s. 88.

**90.**—(1) No distributor shall deliver fluid milk products on Sunday or Wednesday to a shopkeeper or consumer in the areas named in column 1 and described in column 2 of Schedule 2.

(2) The distributors in the areas described in items 1 and 2 of Schedule 2 are exempt from subsection 1 in respect of deliveries of fluid milk products to a factory to employees working therein.

(3) The distributors in the areas described in item 6 of Schedule 2 are exempt from subsection 1 in respect of deliveries of fluid milk products to schools and boats. O. Reg. 276/58, s. 89.

**91.** No distributor shall deliver fluid milk products on Sunday to a shopkeeper or consumer or on Wednesday to a consumer in the areas named in column 1 and described in column 2 of Schedule 3. O. Reg. 276/58, s. 90.

**92.** No distributor shall deliver fluid milk products on Sunday or Wednesday to a consumer in the areas named in column 1 and described in column 2 of Schedule 4. O. Reg. 276/58, s. 91.

**93.** No distributor shall deliver fluid milk products on Sunday to a consumer or to a shopkeeper, or on a Wednesday to a consumer or to a shopkeeper for resale for consumption off the premises of the shopkeeper, in the areas named in column 1 and described in column 2 of Schedule 5. O. Reg. 276/58, s. 92.

**94.** No distributor shall deliver fluid milk products on Sunday to a shopkeeper or consumer or on Thursday to a consumer in the areas named in column 1 and described in column 2 of Schedule 6. O. Reg. 276/58, s. 93.

**95.**—(1) Where distributors are prohibited from making deliveries of fluid milk products on Wednesdays under this Regulation, and New Year's Day, Dominion Day or Christmas Day falls on a Tuesday or on a Thursday in any week, the prohibition does not apply in respect of the Wednesday in that week.

(2) In subsection 1, "week" means a period of seven days commencing with Monday. O. Reg. 276/58, s. 94.

#### DISTRIBUTION AREAS

**96.** The areas named in column 1 and defined in column 2 of Schedule 7 are designated as distribution areas. O. Reg. 276/58, s. 95.



Schedule 1

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
1	Town of Preston	the whole.
2	City of Stratford	the whole.
3	Ottawa	City of Ottawa, the Town of Eastview, the Village of Rockcliffe Park and the townships of Gloucester, March, Nepean and Torbolton.

O. Reg. 276/58, Sched. 1.

Schedule 2

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
1	Galt	City of Galt.
2	Guelph	City of Guelph and townships of Guelph and Puslinch.
3	London	City of London, and the townships of London, Westminster, North Dorchester and West Nissouri.
4	Owen Sound	City of Owen Sound.
5	St. Thomas	City of St. Thomas.
6	Cornwall	City of Cornwall and Township of Cornwall.
7	Timmins	Town of Timmins and the townships of Deloro, Mountjoy, Tisdale and Whitney.
8	Fort William—Port Arthur	Cities of Fort William and Port Arthur and the geographic townships of MacGregor, McIntyre, Neebing, Oliver and Paipoonge.

O. Reg. 276/58, Sched. 2.

## Schedule 3

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
1	Township of Ancaster	all that portion of the Township of Ancaster, in the County of Wentworth, lying east of the westerly boundary of Lot 37 in Concession 1.
2	Township of Beverly	all that portion of the Township of Beverly, in the County of Wentworth, lying east of the westerly boundary of Lot 29 in concessions I, II and III.
3	City of Brantford	the whole.
4	Village of Bronte	the whole.
5	Town of Burlington	the whole.
6	Town of Dundas	the whole.
7	Township of East Flamborough	the whole.
8	Kitchener-Waterloo	beginning at the northwesterly angle of the Township of Waterloo; thence southeasterly along the westerly boundary of the township to the production westerly of the centre line of the road allowance between lots 132 and 133 in the Township of Waterloo; thence easterly along that production and the centre line of the road allowance across Lot 140, Hiestand's Tract, Bechtel's Tract, and its production easterly to the centre line of County Suburban Road 14; thence northerly along the last-mentioned centre line to its intersection with the centre line of a road extending westerly through Lot 12 in Beasley's Old Survey, and through Bechtel's Tract; thence easterly along the last-mentioned centre line and its production easterly to the high-water mark on the easterly bank of the Grand River; thence along the high-water mark in a general northerly direction to the most westerly limit of Lot 114 in the Township of Waterloo; thence northerly along the most westerly limit of Lot 114 to the northwesterly angle thereof; thence easterly along the northerly limit of Lot 114 to the centre line of County Suburban Road 13; thence northerly along that centre line to the northerly boundary of the Township of Waterloo; thence westerly along the boundary to the point of beginning.
9	Township of Nelson	the whole.
10	City of Niagara Falls	the whole.
11	Town of Oakville	the whole.
12	Township of Trafalgar	the whole.
13	Village of Waterdown	the whole.
14	Township of West Flamborough	the whole.
15	St. Catharines	City of St. Catharines, the towns of Merriton, Port Dalhousie and Thorold and the Township of Grantham.
16	Kenora-Keewatin	towns of Keewatin and Kenora and the townships of Jaffray, Melick and Pellatt.

## Schedule 4

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
1	Town of Blenheim	the whole.
2	Town of Bothwell	the whole.
3	Township of Camden	the whole.
4	Gore of Camden	all that part of the Township of Dawn, now known as the Gore of Camden, in the County of Kent, and comprising lots 1 to 10, both inclusive, in each of concessions VII to XIV, both inclusive.
5	Township of Dawn	all that part of the Township of Dawn comprising lots 11 to 20, both inclusive, in each of concessions I to XIV, both inclusive.
6	Village of Erie Beach	the whole.
7	Village of Erieau	the whole.
8	Township of Harwich	all that part of the Township of Harwich lying southerly of the right-of-way of the Chesapeake and Ohio Railroad.
9	Township of Howard	the whole.
10	City of North Bay	the whole.
11	Township of Orford	the whole.
12	Town of Orillia	Town of Orillia and the townships of Orillia and Rama.
13	Township of Raleigh	all that part of the Township of Raleigh lying southerly of the right-of-way of the Chesapeake and Ohio Railroad.
14	Town of Ridgetown	the whole.
15	Town of St. Mary's	the whole.
16	Village of Thamesville	the whole.
17	Township of Zone	the whole.

O. Reg. 276/58, Sched. 4.

## Schedule 5

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
1	Improvement District of Deep River	the whole.
2	Township of East York	the whole.
3	Township of Etobicoke	the whole.
4	Village of Forest Hill	the whole.
5	Town of Leaside	the whole.
6	Village of Long Branch	the whole.
7	Town of Mimico	the whole.
8	Town of New Toronto	the whole.
9	Township of North York	the whole.
10	Pembroke-Chalk River	Town of Pembroke, the Village of Chalk River, and the townships of Alice and Fraser, Head, Clara and Maria, Pembroke, Petawawa, Rolph, Buchanan, Wylie and McKay, Stafford and Westmeath.

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
11	Village of Port Credit	the whole.
12	Township of Scarborough	the whole.
13	Village of Swansea	the whole.
14	City of Toronto	the whole.
15	Township of Toronto	the whole.
16	Township of Toronto Gore	the whole.
17	Town of Weston	the whole.
18	Village of Woodbridge	the whole.
19	Township of York	the whole.

O. Reg. 276/58, Sched. 5.

Schedule 6

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
1	City of Chatham	the whole.
2	Town of Tilbury	the whole.
3	Town of Dryden	the whole.

O. Reg. 276/58, Sched. 6; O. Reg. 265/59.

Schedule 7

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
1	Hamilton distribution area	<p>Those parts of the counties of Wentworth and Halton described as follows:</p> <p>Beginning at a point in the water's edge on the south shore of Lake Ontario at the east boundary of the Township of Saltfleet; thence southerly along that boundary to the southeast angle of the Township of Saltfleet; thence westerly along the south boundary of that township to the east boundary of the Township of Binbrook; thence northerly along that boundary to the northeast angle of the Township of Binbrook; thence westerly along the boundary between the townships of Saltfleet and Binbrook to the boundary between the townships of Binbrook and Glanford; thence southerly along that boundary to the prolongation easterly of the centre line of the road allowance between concessions 2 and 3 in the Township of Glanford; thence westerly along the centre line of that road allowance and its prolongation westerly to the boundary between the townships of Glanford and Ancaster; thence northerly along that boundary to the centre line of that part of the King's Highway known as No. 53; thence westerly along the centre line of that highway to the centre line of the road allowance between lots 36 and 37 in the Township of Ancaster; thence northerly along the centre line of that road allowance and its prolongation northerly to the northerly boundary of the Township of Ancaster; thence northerly along the boundary between the townships of West Flamborough and Beverly to the prolongation westerly of the centre line of the road allowance between concessions 3 and 4 in the Township of West Flamborough; thence easterly to and along the centre line of that road allowance and its prolongation easterly to the boundary between the townships of West Flamborough and East</p>



Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
		<p>Flamborough; thence southeasterly along that boundary to the prolongation southwesterly of the centre line of the road allowance between concessions 1 and 2 in the Township of East Flamborough; thence northeasterly to and along the centre line of that road allowance to the boundary between the townships of East Flamborough and Nelson; thence northwesterly along that boundary to the prolongation southwesterly of the centre line of the road allowance between concessions 1 and 2 south of Dundas Street; thence northeasterly to and along the centre line of that road allowance to the easterly limit of Lot 10 in the Town of Burlington, formerly the Township of Nelson; thence southeasterly along that limit and its prolongation across the several concession road allowances to the water's edge of Lake Ontario; thence in a general southwesterly and southeasterly direction along the water's edge of Lake Ontario to the northerly side of the canal between Hamilton Harbour and Lake Ontario; thence southerly to the water's edge of Lake Ontario at the southerly side of that canal; thence in a general southeasterly direction along the water's edge of Lake Ontario to the place of beginning.</p>
2	London distribution area	City of London and the townships of London, North Dorchester, Westminster and West Nissouri.
3	Toronto distribution area	<p>Those parts of the counties of Peel and York described as follows:</p> <p>Beginning at a point in the water's edge on the north shore of Lake Ontario at the boundary between the townships of Toronto and Trafalgar; thence northwesterly along that boundary to the intersection with the prolongation southwesterly of the centre line of the road allowance between lots 5 and 6 in the Township of Toronto; thence northeasterly to and along the centre line of that road allowance and its prolongation easterly to the boundary between the townships of Toronto and Toronto Gore; thence northeasterly to and along the centre line of the road allowance between lots 5 and 6 in the Township of Toronto Gore and its prolongation northeasterly to the boundary between the townships of Toronto Gore and Etobicoke; thence northerly along that boundary to the prolongation westerly of the limit between lots 25 and 26 in the Township of Etobicoke; thence easterly to and along the limit between lots 25 and 26 to the boundary between the townships of Etobicoke and North York; thence easterly to and along the centre line of the road allowance between lots 10 and 11 in the Township of North York and its prolongation easterly to the centre line of the road allowance between concessions 3 and 4 west of Yonge Street in the Township of North York; thence northerly along the centre line of that road allowance and its northerly prolongation to the boundary between the townships of North York and Vaughan; thence easterly along that boundary to the prolongation southerly of the centre line of the road allowance between concessions 3 and 4 in the Township of Vaughan; thence northerly to and along the centre line of that road allowance to the prolongation westerly of the southerly limit of Lot 7 in the Township of Vaughan; thence easterly to and along that limit to the southeast angle of Lot 7 in Concession 2 in the Township of Vaughan; thence easterly to and along the limit between lots 31 and 32 in Concession 1 in the Township of Vaughan and its prolongation easterly to the boundary between the townships of Vaughan and Markham; thence easterly to and along the southerly limit of Lot 32 in Concession 1 in the Township of Markham, to the southeast angle of that lot; thence easterly to and along the limit between lots 6 and 7 in the Township of Markham and its prolongation across the several concession road-allowances to the boundary between the townships of Markham and Pickering; thence southerly along that boundary to the prolongation westerly of the centre line of the road allowance between concessions 3 and 4 in the Township of Pickering; thence easterly along the centre line of that road allowance to the prolongation northerly of the easterly limit of Lot 22 in the Township of Pickering; thence southerly along that limit across the several concession road allowances to the water's edge of Lake Ontario; thence in a general southwesterly direction following the water's edge of Lake Ontario and crossing the mouths of the several streams flowing into Lake Ontario, by straight lines, to the easterly side of Coatsworth Cut; thence northwesterly in a straight line to the water's edge of Lake Ontario at the westerly side of that Cut; thence in a general southwesterly direction along the water's edge of Lake Ontario and crossing the Eastern Channel of Toronto Harbour, by a straight line, to a point in the water's edge of Lake Ontario at Gibraltar Point; thence in a general northwesterly direction along the water's edge of</p>

Item	COLUMN 1 Name of Area	COLUMN 2 Description of Area
		Lake Ontario to the southerly side of the Western Channel of the Toronto Harbour; thence north astronomically to the water's edge on the north shore of Lake Ontario; thence in a general westerly and southwesterly direction along the water's edge of Lake Ontario and crossing the mouths of the several streams flowing into Lake Ontario, by straight lines, to the point of beginning.
4	Trenton distribution area	(a) the Town of Trenton;  (b) that part of the Township of Sidney lying south of the lands of the right-of-way of the Canadian National Railways and west of the line between lots 3 and 4 in the Township; and  (c) that part of the Township of Murray south of the line between the second and third concessions of the Township.
5	Trenton Airport distribution area	that part of the Township of Sidney lying south of the lands of the right-of-way of the Canadian National Railways, east of the line between lots 3 and 4 and west of the line between lots 18 and 19 in the Township.

O. Reg. 276/58, Sched. 7; O. Reg. 1/59, s. 1.

Form 1

*The Milk Industry Act*

\*APPLICATION FOR A LICENCE AS

A REGULAR DISTRIBUTOR	
A PRODUCER-DISTRIBUTOR	
A PEDDLER	
A SHOPKEEPER-DISTRIBUTOR	

\*Mark class of licence applied for.

To The Milk Industry Board of Ontario:

.....  
(name of corporation, partnership or person, and if partnership, give names of all partners)

Name of dairy .....

.....  
(Street and No.) (Post Office) (County)

makes application for a licence under *The Milk Industry Act* and in support of this application the following facts are stated:

1. Name of Manager .....
2. If a peddler, give name and address of dairy from which fluid milk products are bought.....

3. If a shopkeeper-distributor,
- (a) give name or trade name under which business is conducted and address.....
- .....
- (b) give type of business conducted.....
4. Products sold: fluid milk products? .....  
(yes or no)
- cream only? .....  
(yes or no)
5. Do you operate a pasteurization plant? .....  
(yes or no)
- If no, give name of dairy where your fluid milk is pasteurized.....
6. Did you make deliveries in all of the areas specified in the Schedule to your licence during the past licence year? .....  
..... If no, give details.....  
(yes or no)
7. The areas applied for under this application are as follows:
- (state names of municipalities and parts thereof, and where not a separate municipality state place and township in which located)
- i. .... v. ....
- ii. .... vi. ....
- iii. .... vii. ....
- iv. .... viii. ....
8. Number of DELIVERY ROUTES: i. Retail.....
- ii. Wholesale.....
9. The quantity and value of fluid milk bought from producers and delivered to the dairy of applicant during each month of the previous calendar year are shown on the following Table:

TABLE

Month	Quantity of fluid milk	Value of fluid milk delivered to dairy
January		
February		
March		
April		
May		
June		
July		
August		
September		
October		
November		
December		

TOTAL FOR YEAR.....

10. Number of producers at date of this application is.....

11. Give date of payments to producers and exact period covered by these payments

.....  
(Date or dates of payment) (Period)

12. Are you in arrears in payments to producers? .....  
(yes or no)

If so, give details showing the amount owing each producer at each date of payment:

Producer's Name	Amount Owing	Period Covered

13. If applicant has not been previously licensed,

(a) Has an existing business been acquired?

.....  
(yes) (no)

(b) If yes, give name of business acquired.....

(c) If applicant proposes establishing a new business, give information as to your experience and financial responsibility:

.....  
.....

d Give the date of intention to commence business.....

14. The licence fee of \$1 accompanies this application.

Dated at..... the..... day of....., 19.....

.....  
(applicant)

PA.....  
(title of person signing if a partnership or corporation)



**Form 2***The Milk Industry Act***LICENCE AS A REGULAR  
DISTRIBUTOR**

Year..... No.-D.....

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued to

(name)

(name of dairy)

(address) (county)

Schedule  
Area

as a regular distributor in the area or areas specified in the schedule in the margin hereof.

This licence expires with the 31st day of March, 19....

Issued at Toronto, the.....day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

(signature of Chairman)

(signature of Secretary)

O. Reg. 276/58, Form 4.

**Form 3***The Milk Industry Act***LICENCE AS A  
PRODUCER-DISTRIBUTOR**

Year..... No.-PD.....

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued to

(name)

(name of dairy)

(address) (county)

Schedule  
Area

as a producer-distributor in the area or areas specified in the schedule in the margin hereof.

This licence expires with the 31st day of March, 19....

Issued at Toronto, the.....day of....., 19....

THE MILK INDUSTRY BOARD OF ONTARIO:

(signature of Chairman)

(signature of Secretary)

O. Reg. 276/58, Form 5.

**Form 4***The Milk Industry Act***LICENCE AS A PEDDLER**

Year..... No.-P.....

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued to

(name)

(address) (county)

Schedule  
Area

as a peddler in the area or areas specified in the schedule in the margin hereof, of fluid

milk bought from.....  
(name of dairy)

This licence expires with the 31st day of March, 19....

Issued at Toronto, the.....day of....., 19....

THE MILK INDUSTRY BOARD OF ONTARIO:

(signature of Chairman)

(signature of Secretary)

O. Reg. 276/58, Form 6.

**Form 5***The Milk Industry Act***LICENCE AS A  
SHOPKEEPER-DISTRIBUTOR**

Year..... No.-SD.....

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued to

(name)

(address) (county)

Schedule  
Area

as a shopkeeper-distributor in the area or areas specified in the schedule in the margin hereof.

This licence expires with the 31st day of March, 19....

Issued at Toronto, the....day of....., 19....

THE MILK INDUSTRY BOARD OF ONTARIO:

(signature of Chairman)

(signature of Secretary)

O. Reg. 276/58, Form 7.

## Form 6

*The Milk Industry Act*BOND OF REGULAR DISTRIBUTOR  
OR SHOPKEEPER-DISTRIBUTOR

Bond No. .... Amount. ....

## KNOW ALL MEN BY THESE PRESENTS

that we. ....

of the. .... of. ....

in the county of. ....

hereinafter called the "Principal" and. ....

hereinafter called the "Surety" are jointly and severally bound unto THE MILK INDUSTRY BOARD OF ONTARIO,

hereinafter called the "Board" in the sum of. ....

..... of lawful money of Canada to be paid unto the Board, its successors or assigns, for which payment well and truly to be made we jointly and severally bind ourselves and our respective heirs, executors, administrators and assigns firmly by these presents.

WHEREAS the Principal has applied for a licence to operate as a distributor under *The Milk Industry Act* and the regulations made thereunder for the period ending on the. .... day of. ...., 19...

NOW THEREFORE THE CONDITION OF THIS OBLIGATION is such that if the Principal shall faithfully comply with all the requirements of the Act and the regulations made thereunder respecting payment of obligations to producers of fluid milk to the extent provided for in the regulations and shall promptly pay all amounts due to producers as so required for fluid milk purchased by the Principal during the licence year ending on the

..... day of. ...., 19... then this obligation shall be void but otherwise shall be and remain in full force.

SUBJECT HOWEVER to the following conditions:

1. That all liability of the Surety shall cease upon the cancellation or suspension of the licence of the Principal by the Board, but the Principal and Surety shall remain liable hereunder from the effective date of this Bond up to the cancellation or suspension.
2. That the Surety may cancel this Bond at any time upon giving sixty days' notice in writing to the Board but the Surety shall be liable hereunder from the effective date of this Bond up to the expiration of the notice of cancellation.
3. That in the event of this Bond being continued by renewal certificate the Surety's liability thereunder shall not be cumulative and shall in no event exceed the penal sum written above or the amount substituted for such penal sum by any subsequent endorsement or renewal certificate.

SEALED WITH our seals and dated the. .... day of  
....., 19.....

SIGNED, SEALED AND  
DELIVERED

in the presence of

Name. .... Principal  
Address. .... Corporate Seal  
Guarantee Company

O. Reg. 276/58, Form 8.

## Form 7

*The Milk Industry Act*

## BOND OF DISTRIBUTORS

Bond No. ....

## KNOW ALL MEN BY THESE PRESENTS

that. .... hereinafter called the "Surety", as Surety, binds itself to pay on behalf of the distributors listed in the Schedule attached to and forming part of this Bond, hereinafter called the "Principals", as Principals, to THE MILK INDUSTRY BOARD OF ONTARIO, hereinafter called the "Board", up to the amounts of lawful money of Canada set opposite each distributor in the Schedule attached to and forming part of the Bond, to be paid unto the Board, its successors or assigns, for which payment well and truly to be made the Surety binds itself, its successors and assigns firmly by these presents.

WHEREAS each Principal has applied for a licence to operate as a distributor under *The Milk Industry Act* and the regulations made thereunder for the period ending on the. .... day of. ...., 19...

NOW THEREFORE THE CONDITION OF THIS OBLIGATION is such that if each Principal shall faithfully comply with all the requirements of the Act and the regulations made thereunder respecting payment of obligations to producers of milk to the extent provided for in the regulations and shall promptly pay all amounts due to producers as so required for milk purchased by the Principal during the licence year

ending on the... day of. ...., 19..., then this obligation shall be void but otherwise shall be and remain in full force.

SUBJECT HOWEVER to the following conditions:

1. That all liability of the Surety shall cease with respect to any individual Principal immediately upon the filing by the Board with the Surety of notice of a claim in respect of such Principal or upon the cancellation or suspension of the licence of the Principal by the Board, but the Surety shall remain liable hereunder from the effective date of this Bond up to the date of filing of such claims or of such cancellation or suspension.

- 2. That the Surety may cancel this Bond with respect to any or all Principals at any time upon giving sixty days' notice in writing to the Board but the Surety shall be liable hereunder from the effective date of this Bond up to the expiration of the notice of cancellation.
- 3. That in the event of this Bond being continued by renewal schedule the Surety's liability thereunder shall not be cumulative.

SIGNED, SEALED AND DATED this.....day of.....

19.....

Corporate Seal

.....  
Guarantee Company

SCHEDULE

Attached to and forming part of Bond No.....  
of.....in favour of THE MILK IN-  
DUSTRY BOARD OF ONTARIO.

Item No.	Name and Location of Principal	Amount of Bond

## Regulation 433

### under The Milk Industry Act

#### LOCAL BOARDS

1. Where a local board fixes a date other than the 31st day of March as the end of its fiscal year, the local board is directed to file with the Board the date so fixed. O. Reg. 212/54, s. 1.

2. Within twenty days after the date of the election of members to a local board, it is directed to file with the Board,

- (a) the names and addresses of the members elected to the local board and the district from which each member was elected;
- (b) the names of the chairman and the vice-chairman;
- (c) the location and postal address of the head office of the local board; and
- (d) the names and addresses of the secretary and treasurer. O. Reg. 212/54, s. 2.

3. Where a vacancy occurs on a local board by reason of resignation or death of a member, the local board is directed to report to the Board the vacancy within ten days of the occurrence of the vacancy. O. Reg. 212/54, s. 3.

4. Each local board is directed to file with the Board within seven days after the holding of a meeting of the local board a true copy of the minutes of the meeting. O. Reg. 212/54, s. 4.

5. Where a local board receives a copy of any agreement or award filed with the Board under subsection 2 of section 8 of the Act, the local board is directed to file with its secretary the copy of the agreement or award. O. Reg. 212/54, s. 5.

6. Within seven days after the issuance of an order, direction or determination by a local board, the local board is directed to forward a copy of the order, direction or determination to the Board. O. Reg. 212/54, s. 6.

7. Each local board is directed to forward to the Board a certified copy of its annual financial statement together with the report of the auditor or auditors within seven days after the statement and report are filed with the local board. O. Reg. 212/54, s. 7.

8. Where the local board makes a general report of its operations for a fiscal year, the local board is directed to forward a copy of the report to the Board within thirty days from the date of the report. O. Reg. 212/54, s. 8.

9. Where a marketing agency has been appointed for the marketing of a farm product regulated by the marketing plan under which a local board is constituted, the local board shall forward to the Board a copy of every agreement made by the local board respecting the marketing of the regulated product and every agreement made with the marketing agency, within seven days of the date of the agreement. O. Reg. 212/54, s. 9.



## Regulation 434

### under The Milk Industry Act

#### MILK PRODUCTS

##### 1. In this Regulation,

- (a) "concentrated liquid milk" means concentrated milk that is not sterilized in the container in which it is offered for sale;
- (b) "plant" means any cheese factory, combined plant, creamery, cream receiving station, milk receiving station, milk separating plant or processing plant. O. Reg. 88/58, s. 1; O. Reg. 191/60, s. 1.

#### PLANTS

2.—(1) An application for a permit for the construction or alteration of a building intended for use as a plant or for the alteration of a plant the operation of which is licensed under the Act shall be in Form 1.

(2) An application in Form 1 shall be accompanied by two copies of drawings and specifications for the construction or alteration of the building, or alteration of the plant. O. Reg. 88/58, s. 2.

3. A permit for the construction or alteration of a building intended for use as a plant or for the alteration of a plant the operation of which is licensed under the Act shall be in Form 2. O. Reg. 88/58, s. 3.

4. A permit in Form 2 is issued on the terms and conditions that,

- (a) the location of the plant is on land that is well drained and readily accessible;
- (b) the building being constructed or altered or the plant being altered has a supply of clean, fresh water, and has facilities for disposal of sewage, sufficient for the purposes of the operation of the plant as constructed or altered;
- (c) the construction or alteration of the building or alteration of the plant is carried out in accordance with the drawings and specifications submitted with the application in Form 1; and
- (d) the applicant has complied with the provisions of municipal by-laws and Acts or regulations applicable to the construction or alteration being made. O. Reg. 88/58, s. 4.

5.—(1) An application for a licence to operate a plant, or renewal thereof, shall be in Form 3.

(2) A licence to operate a plant shall be in Form 4.

(3) A licence is valid for the period from and including the 1st day of April or the date of issue, whichever is the later, to the 31st day of March next following.

(4) A licence may be limited to one or more classes of plants. O. Reg. 88/58, s. 5 (1-4).

(5) The fee for a licence or renewal thereof is,

- (a) in the case of a plant where no milk or cream is bought from producers, \$5; and
- (b) in the case of a plant where milk or cream is bought from producers, \$10. O. Reg. 43/60, s. 1.

(6) A licence is not transferable. O. Reg. 88/58, s. 5 (6).

6. A licence is issued on the terms and conditions that,

- (a) in the case of a creamery, the person in charge of buttermaking holds a buttermaker's certificate;
- (b) in the case of a cheese factory, the person in charge of cheesemaking holds a cheesemaker's certificate;
- (c) the holder of the licence does not permit any employee to work in the plant,
  - (i) while the employee has a communicable disease, or
  - (ii) who is not wearing outer clothing that is clean and light in colour;
- (d) the operator of the plant files with the Board the cash or credit basis for the payment of producers for milk and cream sold to him;
- (e) where the operator of the plant fails to pay the producers promptly on any payment date in accordance with the cash or credit basis filed with the Board, the operator of the plant notifies the Board within three days after the payment date that payment was not made in accordance with the cash or credit basis; and
- (f) where the licence was issued subject to the deposit of security under sections 7 and 8, security is deposited in accordance with sections 7 and 8. O. Reg. 88/58, s. 6.

7. Where the Board receives an application for a licence to operate a plant and the operation includes the buying or selling of a regulated product and the Board is not satisfied in respect of financial responsibility of the applicant to conduct properly the business for which the application was made, the Board may issue the licence subject to deposit with the Board by the applicant of security in the form of,

- (a) direct and guaranteed securities of the Government of Canada;
- (b) direct and guaranteed securities of the Government of Ontario; or
- (c) a surety bond of a guarantee company approved under *The Guarantee Companies Securities Act*, in Form 5, in an amount determined under section 8. O. Reg. 88/58, s. 7.

8.—(1) In subsection 2, the average value of milk and cream shall be determined on the average daily value of milk and cream delivered to the plant during the previous calendar year.

(2) Where security is required under section 7, it shall be in the following amounts:

- 1. Where producers are paid on a daily cash basis, not less than the average value of milk and cream received from producers during a period of seven days.

2. Where producers are paid on a weekly credit basis, not less than the average value of milk and cream received from producers during a period of fifteen days.
3. Where producers are paid on a bi-weekly or twice-a-month credit basis, not less than the average value of milk and cream received from producers during a period of thirty days.
4. Where producers are paid on a monthly credit basis, not less than the average value of milk and cream received from producers during a period of forty-five days.
5. Where the operator of the plant is commencing business, not less than \$1,000. O. Reg. 88/58, s. 8.

9. The security deposited with the Board under sections 7 and 8 shall be applicable solely to unpaid claims of producers for milk and cream sold to the operator of the plant. O. Reg. 88/58, s. 9.

10.—(1) Where an operator of a plant is in default in making payment for milk and cream sold to him by a producer on a basis mentioned in section 8, the producer may notify the Board of the default.

(2) Upon receipt of a notice under subsection 1, or a report from a field-man, that the operator is in default in making payment for milk and cream sold to the operator by a producer on a basis mentioned in section 8, the Board shall give notice to the operator by registered mail of the producer's claim and require that the claim be paid within five days of the date of mailing the notice by the Board.

(3) Where the Board is satisfied after the expiration of the five-day period referred to in subsection 2 that the operator is in default in making the payment referred to in subsection 1, the Board may realize upon the security and shall, out of the money so obtained, pay the producer the amount of his claim.

(4) Where more than one producer notifies the Board of default of an operator under subsection 1 and the amount of moneys realized upon the security deposited by the operator with the Board is insufficient to pay the claims of the producers, the Board shall distribute the moneys *pro rata* to all the producers to whom the operator owes payment for milk or cream received at the plant.

(5) Where,

- (a) the operator has deposited with the Board security in the form required by clause *a* or *b* of section 7; and
- (b) the Board has realized upon the security under subsection 3,

the Board shall require the operator to deposit such additional security with the Board as is necessary to comply with section 8 and, upon the operator depositing additional security, the Board shall return to the operator any money remaining from the sale of securities by the Board after the payment of the claims of the producer under subsection 3. O. Reg. 88/58, s. 10.

11. The construction or alteration of a building intended for use as a plant shall be made so that,

- (a) the floors of all rooms in which milk or milk products are handled, processed or stored are of concrete or other material impervious to liquids, and drained;
- (b) each wall in a room in which milk or milk products are handled, processed or stored has a base at least six inches above the floor level

made of concrete or other waterproof material, and the joint between the floor and the base is water-tight;

- (c) the ceiling of a room in which processing is done is at least 10 feet above the floor;
- (d) the surfaces of the walls and ceilings of all rooms in which milk or milk products are handled, processed or stored are of washable and moisture-proof material;
- (e) there is provision for equipping all openings with screens proof against flies or other insects and all doors with self-closing devices or equivalent methods of ensuring that flies or other insects do not enter;
- (f) rooms where milk and cream are handled or processed contain provision for lighting, ventilating and heating;
- (g) the ceilings in the plant are insulated and sealed against infiltration of dampness or vapour, with free circulation of air between the insulation and the roof;
- (h) a water-closet does not open directly into a room where milk or milk products are handled or processed;
- (i) sewage is carried from the building by pipes, each of which contains a trap in an accessible location and connecting with a municipal sewer or septic tank;
- (j) any heating unit is located in a room having a concrete floor and not used for the handling, processing or storing of milk or milk products;
- (k) in the case of,
  - (i) a cheese factory, there is a curing-room large enough for the operation intended,
  - (ii) a creamery, there is a cold storage room of a size large enough to hold at least seven days' production of butter, and
  - (iii) a building intended for use as a plant for the manufacture of milk products other than butter or cheese, there are storage rooms large enough for the operation intended,
 capable of being equipped with an automatic temperature-control system;
- (l) receiving rooms for milk and cream are enclosed and of sufficient size to permit freedom of movement in receiving, grading, sampling and handling of milk and cream and the washing of containers; and
- (m) rodents and other vermin do not enter or remain on the premises. O. Reg. 88/58, s. 11.

12.—(1) Plants shall be equipped with,

- (a) screens or other equivalent equipment covering every opening into the plant and capable of preventing the entry of flies or other insects, and a self-closing device on each outside door of the plant and on each door of a water-closet;
- (b) a wash basin in each room where milk or milk products are handled or processed;
- (c) a temperature-control system capable of automatically controlling the temperature in each curing-room, cold-storage room or storage room for efficient processing or preserving of milk or milk products therein;

(d) a boiler or other equipment capable of maintaining a supply of hot water or steam sufficient for processing milk and cream and hot water for cleaning and sterilizing the equipment and rooms used in receiving, handling, processing or storing milk or milk products; and

(e) thermometers,

(i) of shatter-proof material, and

(ii) on equipment used in processing, cleaning or sterilizing milk or milk products, capable of registering the temperature of the milk or milk product.

(2) A creamery shall be equipped with a pasteurizer having a capacity of at least 300 gallons and a churn capable of manufacturing at least 1,000 pounds of butter at one time.

(3) Where a plant is equipped with conveyors for moving containers of milk or cream in the receiving room, the conveyors shall be of sufficient length and in such locations that the milk or cream can be readily graded, sampled and weighed and, where milk or cream is rejected, the containers can be moved on a conveyor other than the conveyor used for incoming containers. O. Reg. 88/58, s. 12.

13.—(1) Any part of a plant; including piping, pumps, containers, tanks and other equipment that is in contact with or likely to be in contact with milk or milk products, shall be scoured of particles of milk or milk products by scrubbing or by a solvent and rinse,

(a) at least once every twenty-four hours; and

(b) before there is a change in the kind of milk or milk product in contact with or likely to be in contact with the part of the plant.

(2) The floor of each room in a plant in which milk or milk products are handled or processed shall be scrubbed and rinsed with fresh water at least once every twenty-four hours.

(3) The walls and ceiling of each room in a plant in which milk or milk products are handled, processed or stored and the floor of each room in a plant in which milk or milk products are stored shall be scrubbed and rinsed with fresh water at least once every six months and at such other times as may be necessary to remove any noticeable accumulation. O. Reg. 88/58, s. 13.

14.—(1) Where equipment or containers for handling, processing or storing milk or milk products are of metal, the surfaces likely to come in contact with milk or milk products shall be,

(a) smooth and anti-corrosive;

(b) without open seams;

(c) accessible at all points for scrubbing; and

(d) without joints that are not flush with adjoining surfaces.

(2) Wooden equipment used in a plant shall be of sound material with smooth surfaces, and joints or seams shall be sealed. O. Reg. 88/58, s. 14.

15. Tanks used for storing skim-milk, buttermilk or whey that is not intended for human consumption or for processing into milk products for human consumption in a plant,

(a) shall be of metal construction;

(b) shall not be located in contact with earth; and

(c) shall not be used for any purpose in respect of food for human consumption. O. Reg. 88/58, s. 15.

16.—(1) The handling, processing or storing of milk or milk products shall be carried on in such a location and in such a manner that no matter foreign to the milk or milk product being handled, processed or stored can enter the milk or milk product.

(2) A room in which milk or milk products are stored shall not be used for storing other products or other milk or milk products that may contaminate or deteriorate the milk or milk products being stored.

(3) A plant shall not contain odours other than those resulting from the handling, processing or storing of fresh milk or fresh milk products. O. Reg. 88/58, s. 16.

#### MILK AND CREAM TESTERS AND GRADERS

17. The holder of,

(a) a milk tester's certificate is classified as a milk tester;

(b) a cream tester's certificate is classified as a cream tester;

(c) a milk grader's certificate is classified as a milk grader;

(d) a bulk-tank milk grader's certificate is classified as a bulk-tank milk grader;

(e) a cream grader's certificate is classified as a cream grader;

(f) an apprentice milk tester's certificate is classified as an apprentice milk tester;

(g) an apprentice cream tester's certificate is classified as an apprentice cream tester;

(h) an apprentice milk grader's certificate is classified as an apprentice milk grader; and

(i) an apprentice cream grader's certificate is classified as an apprentice cream grader. O. Reg. 88/58, s. 17.

18.—(1) Subject to subsection 2, no person shall test for milk-fat content or supervise the testing of milk or cream received at a plant who is not a milk tester or cream tester, respectively.

(2) An apprentice milk tester or apprentice cream tester may test milk or cream, respectively, for milk-fat content while personally supervised by a milk tester or cream tester, respectively. O. Reg. 88/58, s. 18.

19.—(1) Subject to subsections 2 and 3, no person shall select, grade, reject, weigh or sample or supervise the selecting, grading, rejecting, weighing, or sampling of milk or cream received in a plant or at a farm bulk tank who is not a milk grader or cream grader, respectively.

(2) A bulk-tank milk grader may select, grade, reject, weigh or sample milk in a farm bulk tank.

(3) An apprentice milk grader or apprentice cream grader may select, grade, reject, weigh or sample milk or cream, respectively, while personally supervised by a milk grader or cream grader, respectively. O. Reg. 88/58, s. 19.

20.—(1) An application for a milk tester's certificate, cream tester's certificate, milk grader's certificate, bulk-tank milk grader's certificate or cream grader's certificate shall be in Form 6.



(2) An application for an apprentice milk tester's certificate, apprentice cream tester's certificate, apprentice milk grader's certificate or apprentice cream grader's certificate shall be in Form 7. O. Reg. 88/58, s. 20.

(3) The fee for each certificate mentioned in subsections 1 and 2 is \$1 and shall accompany the application therefor.

(4) Where an applicant for a certificate mentioned in subsections 1 and 2 fails to qualify for the issuance of the certificate, the Board shall refund to him the fee. O. Reg. 43/60, s. 2.

**21.—**(1) A milk tester's certificate shall be in Form 8.

(2) A cream tester's certificate shall be in Form 9.

(3) A milk grader's certificate shall be in Form 10.

(4) A bulk-tank milk grader's certificate shall be in Form 11.

(5) A cream grader's certificate shall be in Form 12.

(6) An apprentice milk tester's certificate, apprentice cream tester's certificate, apprentice milk grader's certificate and apprentice cream grader's certificate shall be in Form 13. O. Reg. 88/58, s. 21.

**22.—**(1) An applicant for a milk tester's certificate or a cream tester's certificate shall be examined by examiners appointed by the Board,

(a) on his ability to sample and test milk and cream; and

(b) on his knowledge of,

(i) handling, sampling and testing for milk-fat content of milk and cream,

(ii) the principles of grading milk and cream, and

(iii) the sanitary requirements for plants and the provisions of the Act and the regulations pertaining thereto.

(2) An applicant for a milk grader's certificate, a bulk-tank milk grader's certificate or a cream grader's certificate shall be examined by examiners appointed by the Board,

(a) on his knowledge of,

(i) handling, sampling, grading, rejecting and weighing milk and cream,

(ii) the principles of testing milk and cream for milk-fat content,

(iii) tests for accurately determining the amount of sediment, bacteria and acid in milk or cream, and

(iv) the sanitary requirements for plants and the provisions of the Act and the regulations pertaining thereto. O. Reg. 88/58, s. 22.

**23.** Where an applicant is found by the examiners to be competent to perform the duties that the certificate he applies for qualifies him to perform, the Board shall issue him a certificate in the form applied for. O. Reg. 88/58, s. 23 (1).

**24.** An apprentice milk tester's certificate, an apprentice cream tester's certificate, an apprentice milk grader's certificate or an apprentice cream grader's certificate shall be issued to the applicant therefor. O. Reg. 88/58, s. 24.

**25.** The Board may require a milk or cream tester, a milk or cream grader, or a bulk-tank milk grader to be re-examined at any time the Board deems necessary. O. Reg. 88/58, s. 25.

**26.** A certificate issued under section 23 is issued on the terms and conditions that the holder of the certificate,

(a) submits to re-examination from time to time as the Board deems necessary;

(b) conforms to the requirements of the Act and regulations pertaining to his duties;

(c) where he is employed in one plant, conspicuously displays the certificate in the room in the plant in which he is usually employed;

(d) where he is employed in more than one plant or operates a tank truck, has the certificate available for production on request; and

(e) does not cease for a period of five years to perform the duties that the certificate qualifies him to perform. O. Reg. 88/58, s. 26.

**27.** The Board may, after a hearing, suspend or revoke a certificate issued under section 23,

(a) for any breach of the terms and conditions upon which the certificate was issued; or

(b) when the holder of the certificate is found on re-examination to be not competent to perform the duties that the certificate qualifies him to perform. O. Reg. 88/58, s. 27.

#### BUTTERMAKERS

**28.—**(1) The holder of a first class buttermaker's certificate is classified as a first class buttermaker.

(2) The holder of a second class buttermaker's certificate is classified as a second class buttermaker.

(3) The holder of a temporary buttermaker's certificate is classified as a temporary buttermaker.

(4) The holder of a beginner buttermaker's certificate is classified as a beginner buttermaker. O. Reg. 88/58, s. 28.

**29.—**(1) An application for a buttermaker's certificate shall be in Form 14. O. Reg. 88/58, s. 29 (1).

(2) The fee for a buttermaker's certificate or renewal thereof is \$1 and shall accompany the application therefor. O. Reg. 43/60, s. 3.

(3) A first class buttermaker's certificate shall be in Form 15.

(4) A second class buttermaker's certificate shall be in Form 16.

(5) A temporary buttermaker's certificate shall be in Form 17.

(6) A beginner buttermaker's certificate shall be in Form 18. O. Reg. 88/58, s. 29 (2-5).

**30.** A buttermaker's certificate shall not be issued unless the person to whom it is issued,

(a) (i) is the holder of a diploma from Kemptville Dairy School, Ontario Agricultural College Dairy School or other agricultural educational institution that in the opinion of the Board has equivalent courses of study and practical training in respect of the making of butter, or



- (ii) was the holder of a buttermaker's certificate under this Regulation, within five years before the date of his application for the certificate; and

(b) is a cream tester and cream grader. O. Reg. 88/58, s. 30.

**31.** Upon application therefor, a first class buttermaker's certificate shall be issued to a person who qualifies under section 30 and who,

(a) was a buttermaker in charge of the butter-making in a creamery for at least three months in the year ending with the 31st day of March preceding the period for which the certificate is issued; and

(b) made First Grade butter from at least 95 per cent of the cream graded Special and First Grade made into butter in the creamery during the time that he was in charge of the buttermaking. O. Reg. 88/58, s. 31.

**32.** Upon application therefor, a second class buttermaker's certificate shall be issued to a person who qualifies under section 30 and who,

(a) was a buttermaker in charge of the butter-making in a creamery for at least three months in the year ending with the 31st day of March preceding the period for which the certificate is issued; and

(b) made First Grade butter from at least 90 per cent of the cream graded Special and First Grade made into butter in the creamery during the time that he was in charge of the buttermaking. O. Reg. 88/58, s. 32.

**33.** Upon application therefor, a temporary buttermaker's certificate shall be issued to a person who qualifies under section 30 and who does not qualify for a first class or second class buttermaker's certificate and who was the holder of a buttermaker's certificate under this Regulation, within five years before the date of the application. O. Reg. 88/58, s. 33.

**34.** Notwithstanding sections 30 to 33, a buttermaker who did not hold a buttermaker's certificate in the year immediately preceding the date of his application but did hold a buttermaker's certificate under this Regulation, within five years before the date of his application may be issued a buttermaker's certificate of the same class he last held. O. Reg. 88/58, s. 34.

**35.—(1)** A first class buttermaker's certificate, a second class buttermaker's certificate and a beginner buttermaker's certificate are valid from the date of issue to the 31st day of March next following.

(2) A temporary buttermaker's certificate is valid for the period of time stated thereon. O. Reg. 88/58, s. 35.

**36.** Notwithstanding section 30, upon application therefor, a beginner buttermaker's certificate shall be issued to a person who,

(a) (i) is the holder of a diploma described in subclause i of clause a of section 30, or

(ii) is the holder of a buttermaker's certificate under this Regulation;

(b) was employed in a creamery for at least three months in the two-year period preceding the date of his application;

(c) is a cream tester and cream grader; and

(d) is recommended in writing for the certificate by a first class buttermaker. O. Reg. 88/58, s. 36.

**37.—(1)** A buttermaker's certificate is issued on the terms and conditions that the holder of the certificate,

(a) conforms to the requirements of the Act and regulations pertaining to his duties; and

(b) conspicuously displays the certificate in the room in the plant in which he is usually employed.

(2) The Board may, after a hearing, suspend or revoke a buttermaker's certificate for any breach of the terms and conditions upon which it is issued. O. Reg. 88/58, s. 37.

#### CHEESEMAKERS

**38.—(1)** The holder of a variety cheesemaker's certificate is classified as a variety cheesemaker.

(2) The holder of a first class cheesemaker's certificate is classified as a first class cheesemaker.

(3) The holder of a second class cheesemaker's certificate is classified as a second class cheesemaker.

(4) The holder of a temporary cheesemaker's certificate is classified as a temporary cheesemaker.

(5) The holder of a beginner cheesemaker's certificate is classified as a beginner cheesemaker. O. Reg. 88/58, s. 38.

**39.—(1)** An application for a cheesemaker's certificate shall be in Form 19. O. Reg. 88/58, s. 39 (1).

(2) The fee for a cheesemaker's certificate or renewal thereof is \$1 and shall accompany the application therefor. O. Reg. 43/60, s. 4.

(3) A variety cheesemaker's certificate shall be in Form 20.

(4) A first class cheesemaker's certificate shall be in Form 21.

(5) A second class cheesemaker's certificate shall be in Form 22.

(6) A temporary cheesemaker's certificate shall be in Form 23.

(7) A beginner cheesemaker's certificate shall be in Form 24. O. Reg. 88/58, s. 39 (2-6).

**40.** A cheesemaker's certificate shall not be issued unless the person to whom it is issued,

(a) (i) is the holder of a diploma from Kemptville Dairy School, Ontario Agricultural College Dairy School or other agricultural educational institution that in the opinion of the Board has equivalent courses of study and practical training in respect of the making of cheese, or

(ii) was the holder of a cheesemaker's certificate under this Regulation, within five years before the date of his application for the certificate; and

(b) is a milk tester and milk grader. O. Reg. 88/58, s. 40.

**41.** Upon application therefor, a variety cheesemaker's certificate shall be issued to a person who qualifies under section 40, and who,

(a) was a cheesemaker for the period of at least three months in the year ending with the 31st day of March preceding the period for which the certificate is issued; and

- (b) was in charge of the making of cheese other than cheddar cheese in a cheese factory for that year. O. Reg. 88/58, s. 41.

42. Upon application therefor, a first class cheesemaker's certificate shall be issued to a person who qualifies under section 40, and who,

- (a) was a cheesemaker in charge of the cheese-making in a cheese factory for at least three months in the year ending with the 31st day of March preceding the period for which the certificate is issued; and

- (b) made First Grade cheese from at least 95 per cent of the milk made into cheese in the cheese factory during the time he was in charge of the cheesemaking. O. Reg. 88/58, s. 42.

43. Upon application therefor, a second class cheesemaker's certificate shall be issued to a person who qualifies under section 40, and who,

- (a) was a cheesemaker in charge of the cheese-making in a cheese factory for at least three months in the year ending with the 31st day of March preceding the period for which the certificate is issued; and

- (b) made First Grade cheese from at least 90 per cent of the milk made into cheese in the cheese factory during the time he was in charge of the cheesemaking. O. Reg. 88/58, s. 43.

44. Upon application therefor, a temporary cheesemaker's certificate shall be issued to a person who qualifies under section 40 and who does not qualify for a first class or second class cheesemaker's certificate and who was the holder of a cheesemaker's certificate under this Regulation within five years before the date of the application. O. Reg. 88/58, s. 44.

45. Notwithstanding sections 40 to 44, a cheesemaker who did not hold a cheesemaker's certificate in the year immediately preceding the date of his application but did hold a cheesemaker's certificate under this Regulation within five years before the date of his application may be issued a cheesemaker's certificate of the same class he last held. O. Reg. 88/58, s. 45.

46.—(1) A variety cheesemaker's certificate, a first class cheesemaker's certificate, a second class cheesemaker's certificate and a beginner cheesemaker's certificate are valid from the date of issue to the 31st day of March next following.

(2) A temporary cheesemaker's certificate is valid for the period of time stated thereon. O. Reg. 88/58, s. 46.

47. Notwithstanding section 40, upon application therefor a beginner cheesemaker's certificate shall be issued to a person who,

- (a) (i) is the holder of a diploma described in subclause i of clause a of section 40, or  
(ii) is the holder of a cheesemaker's certificate under this Regulation;

- (b) was employed in a cheese factory for at least three months in the two-year period immediately before the date of his application;

- (c) is a milk tester and milk grader; and

- (d) is recommended in writing for the certificate by a first class cheesemaker. O. Reg. 88/58, s. 47.

48.—(1) A cheesemaker's certificate is issued on the terms and conditions that the holder of the certificate,

- (a) conforms to the requirements of the Act and regulations pertaining to his duties; and

- (b) conspicuously displays the certificate in the room in the plant in which he is usually employed.

(2) The Board may, after a hearing, suspend or revoke a cheesemaker's certificate for any breach of the terms and conditions upon which the certificate is issued. O. Reg. 88/58, s. 48.

#### TESTING AND GRADING MILK

49. Milk rejected at a plant shall be known as "rejected milk". O. Reg. 88/58, s. 49.

50. The milk grader at a plant shall select or reject milk delivered by each producer immediately after the lid of the container is loosened and before any of the milk of the producer is removed from the container other than for testing purposes. O. Reg. 88/58, s. 50.

51. The milk grader at a plant shall reject milk of a producer that,

- (a) is not sweet;

- (b) has an objectionable flavour or odour; or

- (c) shows evidence of being watery, flaky, stringy, bloody, thick or adulterated or insanitary. O. Reg. 88/58, s. 51; O. Reg. 13/59, s. 1.

52. The milk grader at a plant shall reject milk delivered in a container that is not,

- (a) metal;

- (b) in good condition;

- (c) free from rust, open seams and other defects; or

- (d) covered by a secure lid. O. Reg. 88/58, s. 52.

53. No concentrated liquid milk shall be manufactured at a plant unless the operator of the plant receives and stores milk delivered by the producers for the purpose of manufacturing concentrated liquid milk in tanks separate from milk stored or received for purposes other than the manufacturing of concentrated liquid milk. O. Reg. 253/60, s. 1, revised.

54. Where concentrated liquid milk is manufactured at a plant, the milk grader shall,

- (a) select from the milk received at the plant the milk for use in the plant for the purpose of manufacturing concentrated liquid milk; and

- (b) require that milk received from producers for the purpose of manufacturing concentrated liquid milk be received or stored in the tank or compartment thereof that is provided for the receiving or storing of milk for such purpose. O. Reg. 191/60, s. 2.

55.—(1) No milk grader shall select milk for the purpose of manufacturing concentrated liquid milk that does not comply with Regulation 432 of Revised Regulations of Ontario, 1960, respecting fluid milk supplied to distributors.

(2) No operator of a plant shall use milk for the purpose of manufacturing concentrated liquid milk except milk that complies with Regulation 432 of Revised Regulations of Ontario, 1960, respecting fluid milk supplied to distributors. O. Reg. 191/60, s. 2.

56.—(1) The grades for milk when tested for sediment content of the milk are,

- (a) grade A, consisting of milk that contains not more than 0.25 milligram of sediment to 16 ounces of milk;
- (b) grade B, consisting of milk that contains not more than 1.25 milligrams of sediment to 16 ounces of milk;
- (c) grade C, consisting of milk that contains not more than 2.0 milligrams of sediment to 16 ounces of milk; and
- (d) grade D, consisting of milk that contains more than 2.0 milligrams of sediment to 16 ounces of milk.

(2) Tests made for sediment content of milk shall be known as "sediment tests". O. Reg. 88/58, s. 53.

57.—(1) For making sediment tests, an operator of a plant shall provide,

- (a) at least one sediment tester having a capacity of 16 ounces of milk;
- (b) an additional head for each sediment tester;
- (c) two holders of a clamp type;
- (d) a quantity of lintine cotton discs having a diameter of  $1\frac{1}{4}$  inches; and
- (e) charts of sediment standards.

(2) The milk grader at a plant shall maintain in good repair equipment for making sediment tests and shall from time to time examine the equipment to ensure that when a sediment tester is used the sample of milk drawn for each test is at least 16 ounces.

(3) The milk grader shall, for purposes of testing, draw each sample of milk by a sediment tester from the bottom of the container of milk so that the head of the sediment tester passes diametrically across the bottom of the container as the sample of milk is drawn into the sediment tester. O. Reg. 88/58, s. 54.

58.—(1) A milk grader shall make at least one sediment test of milk delivered to a plant by a producer in each half-month period.

(2) When a sediment test is made, the test shall be made of the milk in at least one container received from the producer and selected at random before any of the milk received from the producer on that day is removed from its containers.

(3) The milk grader shall make the sediment test of the milk immediately after the lid of the container is first removed and before any of the milk is removed from the container.

(4) Where a sediment test is made of the milk in one container delivered by a producer and the sediment test shows that the milk is grade C or grade D, the grader shall,

- (a) make a sediment test of the milk in every container of milk received from the producer on the day of the test;
- (b) make a sediment test of every container of milk subsequently delivered by that producer until all the milk received from that producer on a subsequent day complies with the standards of at least grade B or all the milk delivered by that producer is rejected under section 59.
- (c) where he finds by a sediment test that any milk is grade D, reject the milk; and

(d) where he finds by a sediment test that any milk is grade C,

- (i) where the container is owned by the producer, attach to the container a warning tag on which is recorded the particulars of the delivery and the grade and return the container promptly to the producer, or
- (ii) send by prepaid mail or deliver to the producer a notice of the particulars of the delivery of the milk and the grade. O. Reg. 88/58, s. 55.

59.—(1) Where a milk grader finds by sediment tests that milk delivered to a plant by a producer fails to comply with at least grade B on more than six days in any fifteen-day period, he shall reject all milk from that producer for the next ensuing fifteen days unless the producer shows that the milk he delivers complies with the requirements of at least grade B.

(2) Where a milk grader rejects milk under subsection 1, the milk grader shall send by prepaid mail or deliver to the producer a notice of the particulars of the delivery of milk and the cause of the rejection and return to the producer at his expense any milk delivered thereafter during the next ensuing fifteen days unless the producer shows that the milk he delivers complies with the requirements of at least grade B. O. Reg. 88/58, s. 56.

60. Where a milk grader rejects milk he shall,

- (a) attach to the container in which the milk was delivered a rejection tag bearing the words "rejected milk";
- (b) state on the rejection tag the cause for the rejection;
- (c) add to the milk a harmless food colouring; and
- (d) return as soon as is practicable to the producer the milk in the container in which it was delivered. O. Reg. 88/58, s. 57.

61. No person shall sell, offer for sale, transport or deliver the rejected milk for use as food, or in the preparation of food, for human consumption. O. Reg. 88/58, s. 58.

62.—(1) The milk grader at a plant shall make at least one test for bacterial activity in milk delivered to the plant by a producer in each thirty-day period.

(2) The test for bacterial activity in milk shall be a Methylene Blue reduction test or a Resazurin reduction test. O. Reg. 88/58, s. 59.

63.—(1) The operator of a plant shall provide equipment for making Methylene Blue reduction tests or Resazurin reduction tests.

(2) For making Methylene Blue reduction tests or Resazurin reduction tests, the operator of a plant shall provide,

- (a) one pipette or dipper having a capacity of 10 millilitres;
- (b) one pipette or burette having a capacity of 1 millilitre;
- (c) culture tubes;
- (d) culture-tube racks;
- (e) culture-tube closures;
- (f) a water bath with a cover capable of excluding light and with a means of heating that is



thermostatically controlled so that the contents of culture tubes in the bath are heated to at least 96°F. in a period of not more than ten minutes and then maintained at a temperature between 96° F. and 99° F. during the test period;

- (g) where a Methylene Blue reduction test is performed, a quantity of methylene blue thiocyanate tablets, each containing 8.8 milligrams of dye;
- (h) where a Resazurin reduction test is performed, a quantity of resazurin tablets, each containing 11 milligrams of dye;
- (i) a quantity of distilled water;
- (j) one thermometer;
- (k) one china-marking pencil;
- (l) one graduated cylinder of such capacity as is required for holding and measuring quantities of 50 millilitres and 200 millilitres of liquids;
- (m) one glass bottle of amber or other colour, having low actinic properties of 500 millilitre capacity and suitable for holding a solution of methylene blue thiocyanate or resazurin; and
- (n) one container for holding hot water for the sterilization of pipettes, dippers and burettes during milk-sampling operations.

(3) For purposes of making a Methylene Blue reduction test or a Resazurin reduction test, a milk grader shall prepare a blue dye solution or a resazurin dye solution, as the case may be. O. Reg. 88/58, s. 60.

64.—(1) Where milk is tested for bacterial activity by a Methylene Blue reduction test and the sample of milk for purposes of test is added to the blue dye solution, the grades for milk are,

- (a) grade 1, for milk of which the sample is not discoloured within a period of six hours;
- (b) grade 2, for milk of which the sample is not discoloured within a period of four hours but is discoloured within a period of six hours;
- (c) grade 3, for milk of which the sample is not discoloured within a period of two hours but is discoloured within a period of four hours; and
- (d) grade 4, for milk of which the sample is discoloured within a period of two hours.

(2) Where milk is tested under subsection 1 for a period of at least four hours and the sample is not discoloured in that period of time, the milk may be graded as "at least grade 2". O. Reg. 88/58, s. 61.

65. Where milk is tested for bacterial activity by a Resazurin reduction test and the sample of milk for purposes of test is added to the resazurin dye solution, the grades for milk are,

- (a) grade 1, for milk of which the sample does not change in colour from blue grey to more than purplish blue in a period of three hours;
- (b) grade 2, for milk of which the sample changes in colour from blue grey to not more than purplish blue in a period of two hours, but to more than purplish blue in a period of three hours;
- (c) grade 3, for milk of which the sample changes in colour from blue grey to not more than

purplish blue in a period of one hour, but to more than purplish blue in a period of two hours; and

- (d) grade 4, for milk of which the sample changes in colour from blue grey to more than purplish blue in a period of one hour. O. Reg. 88/58, s. 62.

66. Where a milk grader finds by a Methylene Blue reduction test or a Resazurin reduction test that the milk delivered by a producer is grade 4, he shall make a Methylene Blue reduction test or a Resazurin reduction test of the milk of that producer at least once each week until he finds that the milk is at least grade 3 or the milk is rejected under section 67. O. Reg. 88/58, s. 63.

67.—(1) Where a milk grader finds by a Methylene Blue reduction test or a Resazurin reduction test that the milk delivered by a producer failed to comply with at least grade 3 on more than three tests in any thirty-day period, he shall reject all milk from that producer for the next ensuing fifteen days unless the producer shows that the milk he delivers complies with the requirements of at least grade 3.

(2) Where a milk grader finds by a bacterial activity test that the milk is grade 4, he shall notify the producer of the results of the test within twenty-four hours.

(3) Where a milk grader rejects milk under subsection 1, the milk grader shall send by prepaid mail or deliver to the producer a notice of the particulars of the delivery of milk and the cause for the rejection and return to the producer at his expense any milk delivered thereafter during the next ensuing fifteen days unless the producer shows that the milk he delivers complies with the requirements of at least grade 3. O. Reg. 88/58, s. 64.

68.—(1) A producer whose milk or cream is rejected at a plant shall not deliver milk to another plant within a period of fifteen days after such rejection or until he has shown to the operator of the plant at which the milk or cream was rejected that the milk or cream that he delivers is acceptable under this Regulation.

(2) A producer whose milk or cream is rejected at a plant and who delivers milk to another plant within fifteen days of the rejection shall notify the operator of the plant of the rejection and the cause for the rejection given on the rejection tag or in a notice to the producer.

(3) The operator of a plant shall reject milk delivered by a producer whose milk or cream was rejected at a plant within the preceding period of fifteen days unless the producer has complied with subsections 1 and 2 and the milk is tested by sediment test and found to be at least grade B and by Methylene Blue reduction test or Resazurin reduction test and found to be at least grade 3. O. Reg. 88/58, s. 65.

69. A milk grader shall test milk for sediment content and bacterial activity, delivered by a producer,

- (a) who has not delivered milk to the plant during the fifteen-day period preceding the date of delivery; and
- (b) whose milk or cream has been rejected by a plant during the fifteen-day period preceding the date of delivery. O. Reg. 88/58, s. 66.

70. An operator of a plant shall provide,

- (a) containers of at least eight-ounce capacity with close-fitting tops or stoppers to hold composite samples of milk of producers delivering milk to the plant;



- (b) equipment for obtaining a sample of milk from the milk received from a producer;
- (c) a cabinet capable of holding all composite samples and maintaining them at a temperature not lower than 40° F. and not higher than 60° F;
- (d) a tank of sufficient size to be a tempering bath for samples of milk in the making of a test for milk-fat content of the milk; and
- (e) a supply of mercuric chloride or other preservative equivalent for the purpose for use in perature not lower than 40° F. and not higher O. Reg. 88/58, s. 67; O. Reg. 13/59, s. 2.

71. For making Babcock tests of milk, the operator of a plant shall provide,

- (a) Babcock-test bottles and pipettes;
- (b) one acid measure for measuring sulphuric acid and pouring it into Babcock-test bottles;
- (c) a quantity of sulphuric acid having a specific gravity of not less than 1.82 or more than 1.83 at a temperature of 68° F.;
- (d) a centrifuge that is,
  - (i) in sound mechanical operating condition,
  - (ii) capable of being operated at speeds required for tests without appreciable vibration,
  - (iii) equipped with a speed indicator or other means of readily determining the speed, and
  - (iv) properly mounted;
- (e) a means of heating the centrifuge to a temperature of at least 130° F. and maintaining the temperature at not less than 130° F. during the period of the test;
- (f) a set of calipers in sound mechanical operating condition, with a screw-locking device; and
- (g) a water bath with a means of heating the water to a temperature of at least 130° F. and maintaining the temperature at not less than 130° F. or more than 140° F. during the period of the test and a thermometer capable of measuring readily the temperature of the water. O. Reg. 88/58, s. 68.

72.—(1) After milk delivered by a producer to a plant is graded, the milk grader shall,

- (a) weigh the milk and record the weight to the nearest pound; and
- (b) take a sample of milk from,
  - (i) each container after the milk is thoroughly mixed in the container, or
  - (ii) each quantity of milk weighed in one weighing thereof after it is thoroughly mixed in the weighing-tank. O. Reg. 88/58, s. 69 (1).

(2) A sample of milk taken under clause *b* of subsection 1 shall be,

- (a) at least 10 millilitres where milk is delivered daily; and
- (b) at least 20 millilitres where milk is not delivered daily. O. Reg. 88/58, s. 69 (2), *revised*.

(3) The milk grader shall make a composite sample of milk received from one producer by putting into one container each sample of milk received from the producer in a period of not more than sixteen days.

(4) Where a sample of milk is added to a composite sample, the milk grader shall mix the sample with the composite sample.

(5) The milk grader shall add to each composite sample of milk such amounts of mercuric chloride, or other preservative equivalent for the purpose, as may be necessary to preserve the composite sample.

(6) A milk grader shall maintain each composite sample of the milk he is grading at a temperature of not lower than 40° F. or higher than 60° F. until the composite sample is tested for milk-fat content.

(7) No person shall put into a sample of milk,

- (a) subject to subsection 5, any foreign substance; or
- (b) any milk other than other samples of milk from the same producer in accordance with this section. O. Reg. 88/58, s. 69 (3-7).

73.—(1) A milk tester shall, at the plant where the milk was accepted, test each composite sample of the milk for milk-fat content within five days after the last sample was added to the composite sample.

(2) The milk tester shall make each test for milk-fat content of milk by the Babcock test.

(3) The milk tester shall maintain every composite sample of milk that he tests for milk-fat content at a temperature not lower than 40° F. or higher than 60° F. for a period of at least twelve days after the last sample was added to the composite sample. O. Reg. 88/58, s. 70.

74. The milk-fat content of a composite sample shall be deemed to be the milk-fat content of the milk from which the samples were taken. O. Reg. 88/58, s. 71.

#### TESTING AND GRADING CREAM

75. The grades for cream are,

- (a) Special Grade, consisting of cream that,
  - (i) is clean,
  - (ii) is without taint in flavour,
  - (iii) contains no foreign substance,
  - (iv) is not curdy or lumpy,
  - (v) is capable of being stirred to a uniform consistency,
  - (vi) at the time of grading has a content of lactic acid not exceeding 0.25 per cent of the cream, and
  - (vii) has a milk-fat content of at least 30 per cent of the cream;
- (b) First Grade, consisting of cream that is not Special Grade, and that,
  - (i) is not curdy or lumpy,
  - (ii) is capable of being stirred to a uniform consistency,
  - (iii) contains no foreign substance,
  - (iv) at the time of grading has a content of lactic acid not exceeding 0.60 per cent of the cream, and

(v) has no flavour rendering it unfit for the making of First Grade butter; and

(c) Second Grade, consisting of cream that is not Special Grade or First Grade, and that,

(i) has no odour or flavour of gasoline, oil, leaks or any other odour or flavouring that renders the cream unfit for making at least Second Grade butter,

(ii) contains no insanitary or foreign substance, and

(iii) at the time of grading has a content of lactic acid not exceeding 0.80 per cent of the cream. O. Reg. 88/58, s. 72.

76. Cream rejected at a plant shall be known as "rejected cream". O. Reg. 88/58, s. 73.

77. The cream grader at a plant shall reject cream delivered to the plant,

(a) that is not Special Grade, First Grade or Second Grade;

(b) by a producer whose milk or cream has been rejected at a plant within a period of fifteen days preceding the delivery, unless the cream is at least First Grade cream; or

(c) in a container that is not,

(i) metal,

(ii) in good condition,

(iii) free from leaks, rust, open seams and other defects, or

(iv) covered by a secure lid. O. Reg. 88/58, s. 74.

78. A cream grader who rejects cream at a plant shall,

(a) attach to the container in which the cream was delivered a rejection tag bearing the words "rejected cream";

(b) state on the rejection tag the cause for the rejection;

(c) add to the cream a harmless food colouring; and

(d) return the cream in the container in which it was delivered to the producer as soon as is practicable. O. Reg. 88/58, s. 75.

79.—(1) A producer whose milk or cream is rejected at a plant shall not deliver cream to another plant within a period of fifteen days after such rejection or until he has shown to the operator of the plant at which the milk or cream was rejected that the milk or cream that he delivers is acceptable under this Regulation.

(2) A producer whose milk or cream is rejected at a plant and who within fifteen days of the rejection delivers cream to any plant shall notify the operator of the rejection and the cause for the rejection given on the rejection tag.

(3) The operator of a plant shall reject cream delivered by a producer whose milk or cream was rejected at a plant within the preceding period of fifteen days unless the producer has complied with subsections 1 and 2. O. Reg. 88/58, s. 76.

80. No person shall buy, sell, offer for sale or ship or transport rejected cream as food, or for the preparation of food, for human consumption. O. Reg. 88/58, s. 77.

81. No person other than a cream grader for the purpose of grading shall remove from the container cream delivered to a plant until the cream has been graded. O. Reg. 88/58, s. 78.

82. A cream grader shall thoroughly mix, grade and weigh to the nearest pound cream delivered by each producer to a plant and,

(a) where the cream in each container is tested separately for milk-fat content, take a sample of at least three times the amount of cream that the cream tester requires to perform the test; or

(b) where the cream of each delivery of two or more containers is tested, take aliquot samples of the cream in each container in such quantities that the samples when together make a total sample of at least two ounces. O. Reg. 88/58, s. 79.

83.—(1) At the plant where the cream is accepted a cream tester shall,

(a) test each sample of cream for milk-fat content within forty-two hours after the delivery of the cream to the plant; and

(b) maintain each sample of cream at a temperature not lower than 40° F. and not higher than 60° F. until 2 p.m. on the day next following the date on which the test is made, but, where the date on which the test is made is a Saturday, he shall maintain the sample until 2 p.m. on the Monday next following.

(2) A field-man may require a cream tester to maintain samples of cream for such period of time longer than the time prescribed in subsection 1 as he considers necessary for the purpose of a further test.

(3) The cream tester shall make each test for milk-fat content of cream by the Babcock test. O. Reg. 88/58, s. 80.

84. The operator of a plant shall provide,

(a) in addition to the equipment named in clauses a to g of section 71,

(i) cream-weighing scales and 9-gram and 18-gram weights, and

(ii) a quantity of glymol or mineral oil having a specific gravity of 0.85 at a temperature of 68° F.,

for making Babcock tests of cream;

(b) containers of at least two-ounce capacity with close-fitting tops or stoppers to hold samples of cream of all producers delivering cream to the plant;

(c) equipment for obtaining a sample of cream from each container of the cream received from a producer; and

(d) a tank of sufficient size to be a tempering bath for samples of cream in preparation for a test for milk-fat content of the cream. O. Reg. 88/58, s. 81.

85. No person shall mix Second Grade cream received at a plant for manufacture into butter with Special Grade or First Grade cream. O. Reg. 88/58, s. 82.

86. No person shall put any foreign substance into a sample of cream, and no person other than the cream grader or cream tester shall add cream to a sample of cream. O. Reg. 88/58, s. 83.

## PAYMENT FOR CREAM

87. The differential in payment for cream for manufacture into a milk product shall be,

- (a) at least 1 cent more for Special Grade than for First Grade; and
- (b) at least 5 cents more for First Grade than for Second Grade cream,

for each pound of milk-fat content. O. Reg. 88/58, s. 84.

88. Where a producer delivers cream to a plant and the operator of the plant declines to accept delivery, the operator shall record the date of the refusal and, where graded, the grade given to the cream. O. Reg. 88/58, s. 85.

## LABELLING SAMPLES

89.—(1) A container in which a sample of milk or cream is placed shall be plainly labelled or marked with the name of, or a number to identify, the producer who delivered the milk or cream to the plant.

(2) No person shall put a sample of milk or cream,

- (a) in a container that is not labelled; or
- (b) in a container other than one bearing the label for the producer who delivered the milk or cream to the plant. O. Reg. 88/58, s. 86.

## RE-TESTING

90.—(1) A field-man may test or require a milk tester or cream tester at a plant to test in his presence any sample of milk or cream that has been tested for milk-fat content.

(2) Where a field-man finds that a test for milk-fat content made by a milk tester or cream tester is in error, he shall report the particulars of the error in writing to the operator of the plant.

(3) Payment for milk or cream shall be made on the basis of the results of the re-test reported by the field-man. O. Reg. 88/58, s. 87.

91. Upon the request of a producer or his representative, the operator of a plant shall,

- (a) furnish to the producer a statement of the milk-fat content of the producer's milk or cream delivered to the plant before the samples are destroyed; and
- (b) re-test the milk or cream in the presence of the producer or person representing him. O. Reg. 88/58, s. 88.

## CONTAINERS

92.—(1) No person shall transport milk or cream for manufacture into a milk product except in a container,

- (a) that is marked, branded or labelled to identify,
  - (i) the owner of the container, and
  - (ii) the owner of the contents;
- (b) in the case of cream, that shows the net weight to the nearest half-pound of the container without its lid;
- (c) that is free from rust, open seams and other mechanical defects; and
- (d) that is used for no other purpose.

(2) No person other than the owner of the container shall remove or conceal any mark, brand or label on a container.

(3) No person shall use a container for transporting milk or cream for manufacture into a milk product except,

- (a) the owner of the container; and
- (b) a producer to whom the container was supplied for transporting milk or cream to the plant of the owner of the container.

(4) Where the operator of a plant supplies a container to a producer for the purpose of transporting milk or cream to the plant, the producer shall,

- (a) not transport milk or cream in the container to any place except the plant; and
- (b) when the container is no longer required to transport milk or cream, promptly return the container in good condition to the plant.

(5) Where milk or cream is transported to the plant in containers owned by the producer, the operator of the plant shall promptly return the containers in good condition to the producer.

(6) An operator of a plant shall not supply or return to a producer a container for the purpose of using it in transporting milk or cream to the plant unless the container has been thoroughly washed and sterilized. O. Reg. 88/58, s. 89.

TRANSPORTATION OF MILK AND MILK PRODUCTS  
FOR MANUFACTURE INTO MILK PRODUCTS

93.—(1) No person shall transport milk or cream to a plant in a vehicle,

- (a) that is in an insanitary condition; or
- (b) that has been used for a purpose that may cause contamination of milk or cream, or containers of milk or cream subsequently transported in the vehicle. O. Reg. 88/58, s. 90 (1).

(2) No person shall transport milk in a vehicle, other than a tank truck, except,

- (a) a vehicle with a covered van body having rigid walls, an insulated roof and a solid floor, so that wind, dust and moisture cannot seriously affect the milk or containers thereof or permit extreme heat or freezing conditions within the shipping space of the vehicle; or
- (b) a vehicle used to transport milk when the milk and containers thereof are protected from extreme heat and freezing conditions, dust and contamination and the milk is received at a plant before 10 a.m. on the day it is transported from the premises of the producers. O. Reg. 13/59, s. 3 (1).

(3) No person shall deck containers of milk or cream in a vehicle used to transport milk or cream to a plant without decking boards that are supported from the body of the vehicle and so located that clearance is provided for the containers in each deck.

(4) Where a vehicle is used to transport milk to a cheese factory between the 1st day of May and the 31st day of October, the driver of the vehicle shall deliver the milk to the plant not later than 10 a.m. on the day of delivery.

(5) The driver of a vehicle used to transport milk or cream to a plant shall deliver the milk or cream as promptly as possible.



(6) The operator of a plant shall accept or refuse to accept milk or cream delivered to the plant within two hours of its arrival at the plant. O. Reg. 88/58, s. 90 (3-6).

(7) The person in charge of a vehicle referred to in clause *a* of subsection 2 shall keep all doors and other openings of the van body of the vehicle closed while it is in transit. O. Reg. 13/59, s. 3 (2).

**94.**—(1) No person shall transport milk or cream for manufacture into a milk product in a tank truck other than a tank truck having a tank with an inside lining of stainless steel that is free from rust, open seams and other mechanical defects.

(2) No operator of a plant shall receive milk or cream delivered to the plant in a tank truck other than a tank truck having a tank with an inside lining of stainless steel that is free from rust, open seams and other mechanical defects. O. Reg. 88/58, s. 91.

#### RECORDS AND STATEMENTS

**95.**—(1) The operator of every plant shall keep a record of,

- (a) all milk and cream received at the plant, showing the date received and the name of the producer and his number, if any, used for identification of the producer;
- (b) the rejection of any milk or cream and the cause for rejection;
- (c) the weights and grades of all milk and cream accepted at the plant for processing into milk products; and
- (d) the results of all tests made at the plant under this Regulation.

(2) The operator of a plant shall compile a summary of the results of all,

- (a) sediment tests;
- (b) Methylene Blue reduction tests; and
- (c) Resazurin reduction tests,

of all milk received from producers and showing the number of producers supplying milk in each class of test.

(3) When a milk grader, milk tester, cream grader or cream tester, as the case may be, weighs, grades or tests milk or cream, he shall immediately make an accurate record of the weight, grade or test, as the case may be, in ink or indelible lead.

(4) The operator of a plant shall keep a record of the full name and address of each producer who ships milk or cream to the plant.

(5) The operator of a plant shall keep for at least one year all records of weights, grades and tests of milk and cream made at his plant. O. Reg. 88/58, s. 92.

**96.**—(1) Where milk of a producer is delivered to a plant and accepted by the plant, the operator thereof shall furnish to the producer a statement for each payment period showing,

- (a) the name and address of the plant;
- (b) the name of the producer and his plant number, if any, to identify the producer;
- (c) the weight of the milk of each delivery;
- (d) the total weight of milk delivered in each period covered by a Babcock test;

(e) the milk-fat content of the milk in each period covered by a Babcock test;

(f) the price paid for each 100 pounds of milk having a milk-fat content of 3.5 per cent, and the amount of the differential in price for each variation of one-tenth of 1 per cent in the milk-fat content of the milk from the milk-fat content mentioned in clause *e*, or the total number of pounds of milk-fat in the milk delivered by the producer and the price paid in the payment period for each pound of milk-fat;

(g) the total price of the milk;

(h) amounts deducted from the price of the milk for haulage charges, licence fees or other purpose, and the purpose for which each amount is deducted;

(i) the net price payable to the producer; and

(j) the grades of the milk.

(2) In the statement under subsection 1, the grades of the milk shall be shown,

(a) where the sediment test classification was grade A, B or C, by the capital letter A, B or C, as the case may be; and

(b) where the bacterial activity as determined by the Methylene Blue reduction test or the Resazurin reduction test was grade, 1, 2, 3 or 4, by the figures 1, 2, 3 or 4, as the case may be, and in the case of milk graded as "at least grade 2", by the figure and symbol "2+". O. Reg. 88/58, s. 93.

**97.**—(1) Where cream of a producer is delivered to a plant and accepted by the plant, the operator shall furnish to the producer a statement for each payment period showing,

(a) the name and address of the plant;

(b) the name of the producer;

(c) the weight, grade and milk-fat content of the cream in the container or containers of each delivery;

(d) the date of each delivery;

(e) the total number of pounds of milk-fat in each grade of the cream delivered by the producer;

(f) the price paid for the cream of each grade;

(g) the total price for the cream;

(h) amounts deducted from the price of the cream for haulage charges, licence fees or other purpose, and the purpose for which each amount is deducted;

(i) the net amount payable to the producer; and

(j) in the case of Second Grade cream, the reason or reasons for the grade.

(2) In the statement under subsection 1, the grades of the cream shall be shown,

(a) where the cream is Special Grade, by the letters SP;

(b) where the cream is First Grade, by the figure 1; and

(c) where the cream is Second Grade, by the figure 2. O. Reg. 88/58, s. 94.



**98.**—(1) No person shall falsify any records or statements, or make any incorrect determination that may affect the price paid for milk or cream at a plant.

(2) Where any record or statement in respect of the price paid for milk or cream at a plant is changed, the person responsible for the change shall write his initials in ink or indelible lead at the place in the record or statement where the change was made. O. Reg. 88/58, s. 95.

#### PASTEURIZATION

**99.**—(1) No person shall use cream in the manufacture of butter at a plant except cream pasteurized by heating the cream,

(a) to a temperature of at least 170° F. and maintaining that temperature for at least ten minutes; or

(b) in a continuous pasteurizer to a temperature of at least 185° F.,

and cooling the cream immediately thereafter to a temperature not higher than the temperature suitable for churning the cream.

(2) When a field-man tests butter to determine whether the cream used in its manufacture was pasteurized, he shall make a storch test.

(3) Where a storch test is made of a sample of butter and the butter serum retains its colour for at least thirty seconds, the cream used in the manufacture of the butter shall be deemed to have been pasteurized. O. Reg. 88/58, s. 96.

**100.** Where milk delivered to a cheese factory for the purpose of making cheese is pasteurized, it shall be pasteurized by heating the milk,

(a) to a temperature of 143° F. and maintaining that temperature for thirty minutes; or

(b) to a temperature of 161° F. and maintaining that temperature for sixteen seconds,

and cooling the milk immediately thereafter to a temperature not higher than the temperature suitable for setting the milk. O. Reg. 88/58, s. 97.

**101.**—(1) No operator shall deliver skim-milk or whey to a producer of milk or cream except pasteurized skim-milk or whey.

(2) Skim-milk and whey shall be pasteurized by heating the skim-milk or whey to a temperature of 155° F. and maintaining that temperature for a period of thirty minutes. O. Reg. 88/58, s. 98.

**102.**—(1) No person shall sell or offer for sale ice cream mix, or use ice cream mix in the processing of ice cream, except pasteurized ice cream mix.

(2) Ice cream mix shall be pasteurized by heating the ice cream mix,

(a) to a temperature of 155° F. and maintaining that temperature for thirty minutes; or

(b) to a temperature of 175° F. and maintaining that temperature for sixteen seconds,

and cooling the ice cream mix immediately thereafter to a temperature not higher than 50° F. O. Reg. 88/58, s. 99.

#### STORAGE

**103.**—(1) Where milk is accepted at a plant and is not used immediately in the processing of a milk product, the milk shall be cooled to a temperature not

higher than 50° F. and maintained in storage at that temperature until it is used in the manufacture of a milk product.

(2) Milk in storage under subsection 1 shall not be used in the processing of a milk product where the milk on removal from storage does not comply with the standards required for milk to be accepted at the plant when delivered to it. O. Reg. 88/58, s. 100.

**104.**—(1) Where cream of Special Grade or First Grade is accepted at a plant for the making of butter and is not used immediately, the cream shall be cooled to a temperature not higher than 50° F. and maintained in proper storage at that temperature until it is so used.

(2) Where cream has been in storage under subsection 1 and is removed from storage, and fails to comply with the standards of at least First Grade cream, it shall not be churned for the making of butter with Special Grade or First Grade cream. O. Reg. 88/58, s. 101.

**105.** No stale or rancid cream, stale or rancid butter, or melted ice cream shall be used in the preparation of ice cream mix or the processing of ice cream. O. Reg. 88/58, s. 102.

**106.** No person shall deliver to a producer skim-milk, buttermilk or whey in a container used for delivering milk or cream to a plant. O. Reg. 88/58, s. 103.

#### REPORTS TO THE BOARD

**107.**—(1) The operator of each plant shall make a report to the Board of the operation of the plant during each month of the year, before the 15th day of the following month.

(2) The report of the operator of a cheese factory shall be in Form 25.

(3) The report of the operator of a creamery shall be in Form 26.

(4) The report of the operator of a processing plant or milk-receiving station shall be in Form 27. O. Reg. 88/58, s. 104.

#### Form 1

##### *The Milk Industry Act*

#### APPLICATION FOR A PERMIT TO CONSTRUCT OR ALTER A BUILDING INTENDED FOR USE AS A PLANT

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.

.....  
(name of applicant)

.....  
(address)

applies for a permit to.....  
(construct or alter)

a building intended for use as a plant under *The Milk Industry Act* and the regulations, and in support of this application the following facts are stated:

1. Purpose for which building is intended to be used

.....  
(state whether cheese factory, creamery, cream receiving station, milk receiving station, milk separating plant, processing plant)

2. Products to be made.....

3. Location.....  
(street and number)  
.....  
(city, town or village) (county)
4. If building to be altered, give its former uses. ....  
.....
5. Type of construction.....  
(state whether brick,  
.....  
concrete block, wood)
6. Number of producers expected to patronize the plant:  
Milk: ..... Cream:.....
7. Estimated number of cows kept by prospective patrons.....
8. Names and addresses of nearest plants that process products of class intended to be made in plant for which this permit is applied for:  
.....  
.....  
.....
9. Remarks: .....  
.....  
.....
10. The facts given in this application are true to the best of my knowledge and belief.

Date ..... 19...

.....  
(signature of applicant)

By.....  
(title of official signing if a partnership or corporation)

O. Reg. 88/58, Form 1.

**Form 2**  
*The Milk Industry Act*

**PERMIT TO CONSTRUCT OR ALTER  
A BUILDING INTENDED FOR USE AS A PLANT**

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this permit is issued to

.....  
(name of applicant)

.....  
(address)

to construct or alter a building intended for use as a plant in accordance with the drawings and specifications submitted with the application therefor.

Issued at Toronto, this.....day of....., 19...

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88 '58, Form 2.

**Form 3**  
*The Milk Industry Act*

**APPLICATION FOR LICENCE  
FOR THE OPERATION OF A PLANT**

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.

.....  
(name of corporation, partnership or person, and if  
.....  
partnership, give the names of all partners)

.....  
(street and number) (city, town or village)

makes application for a licence for the operation of a plant under *The Milk Industry Act* and the regulations, and in support of this application the following facts are stated:

1. Name of plant operated.....
2. Address of plant.....  
(street and number)

.....  
(city town or village)

3. Registered or establishment number is.....
4. County in which plant is located.....
5. Name of Manager.....

6. Type of plant operated:
- i. Cheese factory.
  - ii. Creamery.
  - iii. Cream receiving station.
  - iv. Milk receiving station.
  - v. Milk separating plant.
  - vi. Processing plant.

7. Products manufactured: (indicate "Yes" or "No")
- i. Butter: creamery.....; whey.....
  - ii. Cheese (if yes, state kinds).....
  - iii. Milk powder: roller.....; spray.....
  - iv. Skim-milk powder: roller.....; spray.....
  - v. Cream.....
  - vi. Casein.....

- vii. Condensed milk.....
- viii. Cottage cheese.....
- ix. Evaporated milk.....
- x. Ice cream.....
- xi. Ice cream mix.....
- xii. Sherbet.....
- xiii. Other milk products (give names).....
8. Number of producers shipping: milk.....; cream.....
9. Do you buy the milk or cream from the producers?.....
10. If you do not buy the milk or cream, give the basis under which the milk or cream is received.....
11. Date or dates of payments to producers and exact period covered by the payments are as follows:

i. For milk:.....  
(date or dates of payment) (period)

ii. For cream:.....  
(date or dates of payment) (period)
12. Are you in arrears in payments to producers?.....  
(yes or no)
- If "yes", give details showing the amount owing each producer at each date of payment:

Producer's name	Amount Owing	Period Covered

13. If applicant has not been previously licensed,

(a) has an existing business been acquired?  
.....  
("yes" or "no")

(b) if "yes", give name and address of business acquired:.....  
(name)  
.....  
(address)

(c) if applicant proposes to establish a new business, give information respecting experience and financial responsibility:  
.....  
.....  
.....

(d) give date of intention to commence business:.....

14. Where applicant is licensed, a copy of the previous year's financial statement certified correct by the auditor accompanies this application.
15. The licence fee of \$1 accompanies this application.
- Dated at..... the..... day of....., 19....
- .....  
(signature of applicant)
- By.....  
(title of official signing if a partnership or corporation)
- O. Reg. 88/58, Form 3; O. Reg. 13/59, s. 4.

Form 4

The Milk Industry Act

LICENCE FOR THE OPERATION OF A PLANT

Licence No.....

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this licence is issued to.....  
(name)  
.....  
(address)  
.....  
for the operation of.....  
(type or types of plant)  
.....  
under the name of.....  
at.....  
(city, town or village) (county)  
This licence expires on the 31st day of March, 19....  
Issued at Toronto, this..... day of....., 19....

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman  
.....  
Secretary

O. Reg. 88/58, Form 4.

Form 5

The Milk Industry Act

BOND OF OPERATOR OF PLANT

Bond No..... Amount.....

KNOW ALL MEN BY THESE PRESENTS, that we.....  
of the..... of.....  
in the county of.....  
hereinafter called the "Principal" and.....  
.....  
hereinafter called the "Surety" are jointly and severally bound unto THE MILK INDUSTRY BOARD OF ONTARIO, hereinafter called the "Board" in the sum of..... of lawful money of Canada

to be paid unto the Board, its successors or assigns, for which payment well and truly to be made we jointly and severally bind ourselves and our respective heirs, executors, administrators and assigns firmly by these presents.

WHEREAS the Principal has applied for a licence for the operation of a plant under *The Milk Industry Act* and the regulations made thereunder for the period ending the.....day of....., 19...

NOW THEREFORE THE CONDITION OF THIS OBLIGATION is such that if the Principal shall faithfully comply with all the requirements of the Act and the regulations made thereunder respecting payment of obligations to producers of milk or cream to the extent provided for in the regulations and shall promptly pay all amounts due to producers as so required for milk or cream purchased by the Principal during the licence year ending on the.....day of....., 19..., then this obligation shall be void but otherwise shall be and remain in full force;

SUBJECT HOWEVER to the conditions,

- (a) that all liability of the Surety shall cease upon the cancellation or suspension of the licence of the Principal by the Board, but the Principal and Surety shall remain liable hereunder from the effective date of this Bond up to the cancellation or suspension;
- (b) that the Surety may cancel this Bond at any time upon giving sixty day's notice in writing to the Board but the Surety shall be liable hereunder from the effective date of this Bond up to the expiration of the notice of cancellation; and
- (c) that in the event of this Bond being continued by renewal certificate the Surety's liability thereunder shall not be cumulative and shall in no event exceed the penal sum written above or the amount substituted for such penal sum by any subsequent endorsement or renewal certificate.

SEALED with our seals and dated the.....day of....., 19.....

Signed, Sealed and  
Delivered in the  
presence of:

Principal

Name.....

Corporate Seal

Address.....

Guarantee Company

Form 6

*The Milk Industry Act*

\*APPLICATION FOR CERTIFICATE AS

MILK TESTER	
CREAM TESTER	
MILK GRADER	
BULK-TANK MILK GRADER	
CREAM GRADER	

\*Mark class of certificate applied for and, where more than one class of certificate is applied for, make separate application for each class.

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.

.....  
(name of applicant in full—please print)

.....  
(address)

applies for a certificate as.....  
(state name of class of certificate)

under *The Milk Industry Act* and the regulations, and in support of this application the following facts are stated:

1. Name and address of plant where applicant is employed:  
.....
2. Present duties in plant: .....
3. Dairy experience (give names of plants, nature of work, how long employed, and when).....  
.....  
.....
4. Name of dairy school attended.....
5. Year dairy school diploma issued.....
6. Name and address of field-man visiting plant where applicant is employed.....

Date....., 19.....

.....  
(signature of applicant)



Form 7

*The Milk Industry Act*

\*APPLICATION FOR CERTIFICATE AS

APPRENTICE MILK TESTER	
APPRENTICE CREAM TESTER	
APPRENTICE MILK GRADER	
APPRENTICE CREAM GRADER	

\*Mark class of certificate applied for and, where more than one class of certificate is applied for, make separate application for each class.

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.

.....  
(name of applicant in full—please print)

.....  
(address)

applies for a certificate as.....  
(state name of class of certificate)

under *The Milk Industry Act* and the regulations,  
and in support of this application the following facts  
are stated:

1. Name and address of plant where applicant is  
employed.....
2. Present duties in plant.....
3. Dairy experience (give names of plants, nature of  
work, how long employed, and when).....
4. Name of dairy school attended.....
5. Year dairy school diploma issued.....
6. Name and address of field-man visiting plant where  
applicant is employed.....

Date....., 19...

.....  
(signature of applicant)

O. Reg. 88/58, Form 7.

Form 8

*The Milk Industry Act*

MILK TESTER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued

to.....  
of.....  
as a milk tester.

Dated at Toronto, this.....day of....., 19...

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88/58, Form 8.

Form 9

*The Milk Industry Act*

CREAM TESTER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued

to.....  
of.....  
as a cream tester.

Dated at Toronto, this.....day of....., 19...

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88/58, Form 9.

Form 10

*The Milk Industry Act*

MILK GRADER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued

to.....  
of.....  
as a milk grader.

Dated at Toronto, this.....day of....., 19...

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88/58, Form 10.

## Form 11

*The Milk Industry Act*

## BULK-TANK MILK GRADER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this certificate is issued

to.....

of.....

as a bulk-tank milk grader.

Dated at Toronto, this.....day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88-58, Form 11.

## Form 12

*The Milk Industry Act*

## CREAM GRADER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this certificate is issued

to.....

of.....

as a cream grader.

Dated at Toronto, this.....day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88/58, Form 12.

## Form 13

*The Milk Industry Act*

## \*APPRENTICE.....CERTIFICATE

Under *The Milk Industry Act* and the regulations, and subject to the limitations thereof, this certificate is issued

to.....

of.....

as an apprentice .....

Dated at Toronto, this.....day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

\*State whether milk tester, cream tester, milk grader or cream grader.

O. Reg. 88/58, Form 13.

## Form 14

*The Milk Industry Act*

## APPLICATION FOR BUTTERMAKER'S CERTIFICATE

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.

.....  
(name of applicant in full—please print)

.....  
(address)

applies for a buttermaker's certificate under *The Milk Industry Act* and the regulations, and in support of this application the following facts are stated:

1. If presently employed in a plant,

(a) name and address of plant where employed

(b) present duties in plant.....

2. Name and address of plant in which applicant

intends to be holder of Certificate.....

3. Experience in plants.....

(names and addresses of plants,

nature of duties, length of employment, and dates)

4. Name of Dairy School attended and year of issue of

diploma.....

5. Other academic qualifications and training.....

6. The following Certificates and numbers thereof are held by applicant:

Milk Grader's No. MG... Milk Tester's No. MT...

Cream Grader's No. CG... Cream Tester's No. CT...

7. In the case of an application for a Beginner Buttermaker's Certificate, the name and address of the holder of a First Class Buttermaker's Certificate

to whom inquiry may be made as a reference.....

8. Name and address of field-man appointed under the  
Act for plant at which applicant is employed.....  
.....  
Dated at.....this.....day of....., 19..  
.....  
(signature of applicant)  
O. Reg. 88/58, Form 14.

Form 15

The Milk Industry Act

FIRST CLASS BUTTERMAKER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued  
to .....  
of .....  
as a First Class Buttermaker.  
This Certificate expires with the 31st day of March,  
19...  
Issued at Toronto, this.....day of....., 19..  
THE MILK INDUSTRY BOARD OF ONTARIO:  
.....  
Chairman  
.....  
Secretary  
O. Reg. 88/58, Form 15.

Form 16

The Milk Industry Act

SECOND CLASS BUTTERMAKER'S  
CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued  
to .....  
of .....  
as a Second Class Buttermaker.  
This Certificate expires with the 31st day of March,  
19...  
Issued at Toronto, this.....day of....., 19..  
THE MILK INDUSTRY BOARD OF ONTARIO:  
.....  
Chairman  
.....  
Secretary  
O. Reg. 88/58, Form 16.

Form 17

The Milk Industry Act

TEMPORARY BUTTERMAKER'S  
CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued  
to .....  
of .....  
as a Temporary Buttermaker.  
This Certificate expires on the.....  
day of....., 19...  
Issued at Toronto, this.....day of....., 19...  
THE MILK INDUSTRY BOARD OF ONTARIO:  
.....  
Chairman  
.....  
Secretary  
O. Reg. 88/58, Form 17.

Form 18

The Milk Industry Act

BEGINNER BUTTERMAKER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued  
to .....  
of .....  
as a Beginner Buttermaker.  
This Certificate expires with the 31st day of March,  
19...  
Issued at Toronto, this.....day of....., 19...  
THE MILK INDUSTRY BOARD OF ONTARIO:  
.....  
Chairman  
.....  
Secretary  
O. Reg. 88/58, Form 18.

Form 19

The Milk Industry Act

APPLICATION FOR CHEESEMAKER'S  
CERTIFICATE

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.  
.....  
(name of applicant in full—please print)  
.....  
(address)

applies for a cheesemaker's certificate under *The Milk Industry Act* and the regulations, and in support of this application the following facts are stated:

1. If presently employed in a plant,  
    (a) name and address of plant where employed  
        .....  
    (b) present duties in plant.....  
        .....
2. Name and address of plant in which applicant  
    intends to be holder of Certificate.....  
        .....
3. Experience in plants.....  
    (names and addresses of plants,  
    nature of duties, length of employment, and dates)  
    .....  
    .....  
    .....
4. Name of Dairy School attended and year of issue of  
    diploma.....
5. Other academic qualifications and training.....  
    .....  
    .....  
    .....
6. The following Certificates and numbers thereof are  
    held by applicant:  
    .....  
    Milk Grader's No. MG... Milk Tester's No. MT...  
    .....  
    Cream Grader's No. CG... Cream Tester's No. CT..  
    .....
7. In the case of an application for a Beginner Cheese-  
    maker's Certificate, the name and address of the  
    holder of a First Class Cheesemaker's Certificate  
    to whom inquiry may be made as a reference.....  
    .....
8. Name and address of field-man appointed under the  
    Act for plant at which applicant is employed.....  
    .....

Dated at..... this..... day of....., 19.....  
.....  
    .....  
    (signature of applicant)  
O. Reg. 88/58, Form 19.

Form 20

*The Milk Industry Act*

VARIETY CHEESEMAKER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued

to.....  
of.....  
as a Variety Cheesemaker.

This Certificate expires with the 31st day of March,  
19.....  
Issued at Toronto, this..... day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman  
.....  
Secretary

O. Reg. 88/58, Form 20.

Form 21

*The Milk Industry Act*

FIRST CLASS CHEESEMAKER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued

to.....  
of.....  
as a First Class Cheesemaker.

This Certificate expires with the 31st day of March,  
19.....  
Issued at Toronto, this..... day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman  
.....  
Secretary

O. Reg. 88/58, Form 21.



Form 22

*The Milk Industry Act*

SECOND CLASS CHEESEMAKER'S  
CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued

to.....  
of.....  
as a Second Class Cheesemaker.

This Certificate expires with the 31st day of March,  
19...

Issued at Toronto, this.....day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88/58, Form 22.

Form 23

*The Milk Industry Act*

TEMPORARY CHEESEMAKER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued

to.....  
of.....  
as a Temporary Cheesemaker.

This Certificate expires on the.....  
day of....., 19...

Issued at Toronto, this.....day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88/58, Form 23.

Form 24

*The Milk Industry Act*

BEGINNER CHEESEMAKER'S CERTIFICATE

Under *The Milk Industry Act* and the regulations,  
and subject to the limitations thereof, this certificate  
is issued

to.....  
of.....  
as a Beginner Cheesemaker.

This Certificate expires with the 31st day of March,  
19...

Issued at Toronto, this.....day of....., 19..

THE MILK INDUSTRY BOARD OF ONTARIO:

.....  
Chairman

.....  
Secretary

O. Reg. 88/58, Form 24.

Form 25

The Milk Industry Act

REPORT OF OPERATOR OF CHEESE FACTORY

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.

Name of cheese factory.....Reg. No.....

Period covered in this report: .....to....., 19.....  
(give month and dates)

1. MILK RECEIPTS:	Pounds	lbs. of Fat	Price per lb. Fat
i. From producers	.....	.....	.....
ii. By interdepartmental transfer	.....	.....	.....
iii. From other plants	.....	.....	.....
Total	.....	.....	.....

2. MILK DISPOSITION:	Pounds
i. To other plants	.....
ii. By interdepartmental transfer	.....
iii. To cheesemaking	.....

3. CHEESE MANUFACTURED:	Pounds
i. Cheddar	.....
ii. Other types (specify)	.....
.....	.....
.....	.....
.....	.....
Total	.....

4. Whey milk-fat sold.....	lbs.
5. Whey butter made.....	lbs.
6. Average % fat in milk.....	
7. Average price paid per cwt. for..... % fat \$.....	

Date ..... 19.....  
(operator of cheese factory)

By.....

O. Reg. 88/58, Form 25.

Form 26

The Milk Industry Act

REPORT OF OPERATOR OF CREAMERY

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.

Name of Creamery.....Reg. No.....

Period covered in this report: .....to....., 19.....  
(give month and dates)

1. Cream purchased:	Pounds Milk-fat	Price Paid per Pound Fat Off truck	Self-delivered
i. From producers:			
1. Special Grade	.....	.....	.....
2. First Grade	.....	.....	.....
3. Second Grade	.....	.....	.....

ii. From other than producers:

4. Sweet cream.....

5. Second Grade.....

iii. Total cream purchased.....

2. Total cream churned.....pounds milk-fat

3. Second Grade cream sold.....pounds milk-fat

4. Other cream sold.....pounds milk-fat

5. Pounds of creamery butter made.....

6. Number of containers of rejected cream.....

7. Whey cream purchased.....pounds milk-fat.....cents per pound

8. Whey butter manufactured.....pounds

Date.....,19....

.....  
(operator of creamery)

By.....

\*Includes all cream separated from milk purchased, cream purchased from other plants and cream obtained on interdepartmental transfers or exchanges for churning purposes.

O. Reg. 88/58, Form 26.

Form 27

The Milk Industry Act

REPORT OF OPERATOR OF PROCESSING PLANT,  
MILK SEPARATING PLANT OR MILK RECEIVING STATION

To: The Milk Industry Board of Ontario,  
Parliament Buildings,  
Toronto 2, Ontario.

Name of plant.....

Period covered in this report.....to....., 19....  
(give month and dates)

1. Milk purchased:	Pounds Milk	Pounds Milk-fat	Average Milk-fat test
i. From producers	.....	.....	.....
ii. From other plants	.....	.....	.....
iii. By interdepartmental transfer	.....	.....	.....
iv. From milk distributors	.....	.....	.....
Total milk purchased	=====	=====	=====
2. Milk disposition:	Pounds Milk	Pounds Milk-fat	Price paid for 3.5% Milk or Per Pound Milk-fat
i. Sold to distributors	.....	.....	.....
ii. Sold to cheese factories	.....	.....	.....
iii. Sold to other plants	.....	.....	.....
iv. Used in this plant	.....	.....	.....

3. Utilization of milk used in this plant:

* Name of Product	Pounds Milk	Pounds Milk-fat	Price paid for 3.5% Milk or Per Pound Milk-fat
1.....	.....	.....	.....
2.....	.....	.....	.....
3.....	.....	.....	.....
4.....	.....	.....	.....
5.....	.....	.....	.....
6.....	.....	.....	.....
7.....	.....	.....	.....
8.....	.....	.....	.....

4. Price paid for milk per hundredweight of 3.5% milk:

- i. Minimum blended price.....
- ii. Actual blended price .....

5. Total amount paid for milk.....

6. Skim-milk:

- i. Purchased .....pounds.
- ii. Sold .....pounds.
- iii. Utilized in plant.....pounds.

7. Cream purchased:

	Pounds Milk-fat	Price Paid Per Pound Milk-fat
i. From producers	.....	.....
ii. By interdepartmental transfer	.....	.....
iii. From other plants	.....	.....

Date.....,19....

.....  
(operator of plant)

\*Give names of products processed in plant.



## Regulation 435

### under The Milk Industry Act

#### PRICE FORMULA

1. The price formula for fluid milk in the Schedule is approved. O. Reg. 105/58, s. 1.

2. The Board refuses to file an agreement respecting prices that shall be paid to the producers supplying fluid milk to the distributors in a market where the prices are not in accordance with the price formula for fluid milk in the Schedule. O. Reg. 105/58, s. 2.

#### Schedule

##### PRICE FORMULA FOR FLUID MILK

1. In this price formula for fluid milk,

(a) "General Wholesale Price Index for Canada" means the General Index of Wholesale Price Indexes determined each month and published by the Dominion Bureau of Statistics, in the publication known as the D.B.S. Weekly Bulletin;

(b) "Average Weekly Earnings Index for Ontario" means the index of the average weekly wages and salaries paid in Ontario as prepared by the Employment Section of the Labour and Prices Division of the Canada Department of Trade and Commerce, and published monthly by the Dominion Bureau of Statistics in the publication known as Advance Statement on Employment and Weekly Earnings;

(c) "Price Index Numbers of Commodities and Services Used by Farmers" means the Composite Index Exclusive of Living Component for Eastern Canada determined in January, April and August each year as prepared by the Prices Section, Labour and Prices Division of the Canada Department of Trade and Commerce, and published by the Dominion Bureau of Statistics in the publication known as Price Index Numbers of Commodities and Services Used by Farmers;

(d) "Price Index Number for Butterfat in Ontario" means the index of the average price for milk-fat paid to farmers by creameries in Ontario each month as prepared by the Dairy Branch, and published by Ontario Department of Agriculture in the publication known as Agricultural News;

(e) "Price Index Number for Milk for Condensed Products" means the index number of the average price for milk for processing into evaporated milk paid to farmers in Ontario by the Carnation Company of Canada each month as prepared by the Dairy Branch and published in the publication known as Ontario Milk Producer;

(f) "Price Index Number for Cheese" means the index number of the average price paid for cheddar cheese of Canada No. 1 Grade by buyers on cheese exchanges in Ontario each

month as prepared by the Dairy Branch and published by the Ontario Department of Agriculture in the publication known as Agricultural News;

(g) "Ontario formula price for fluid milk" in respect of any month means the formula price for fluid milk determined for each 100 pounds of fluid milk supplied to distributors by producers by the application of the price formula for fluid milk for the preceding month.

##### PROCEDURES FOR PRICE FORMULA

2.—(1) The Ontario formula price for fluid milk for any month shall be determined not later than the 10th day of the month immediately preceding that month.

(2) The amounts in column 2 for items 1 to 6 of column 2 of the Table in section 3 shall be obtained from the most recent publication in respect of those items.

(3) The amounts for items 1 to 6 in column 5 of the Table in section 3 shall be obtained by multiplying the amount in column 2 by the amount in column 3 by the amount in column 4 in respect of each item.

(4) The amount for item 7 of the Table in section 3 shall be the total amount obtained by adding the amounts of items 1 to 6 in column 5.

(5) The amount for item 8 of the Table in section 3 shall be obtained by multiplying the amount in item 7 by 4.1306.

(6) The amount for item 9 of the Table in section 3 shall be obtained by taking the average of the amount in item 8 of the Table and the amount in item 8 in the tables for each of the two months immediately preceding.

(7) The amount in clause *d* of item 11 of the Table shall be 4.53, or an amount of .19 or exact multiple thereof more than, or less than, 4.53, and the manner of determining whether the amount shall be 4.53 or more than, or less than, 4.53, shall be by dividing the amount in item 10 by .19 and, where the integral figure resulting from that division is at least 1 but less than 2, the amount of the increase to, or decrease from, 4.53, as the case may be, shall be .19 and, where the integral figure resulting from that division is 2 or more, the amount of increase in or decrease from 4.53, as the case may be, shall be .19 multiplied by the amount of that integral figure.

(8) The Ontario formula price for fluid milk in respect of the month immediately following the month for which the Table in section 3 is made shall be the amount determined in clause *d* of item 11 of the Table multiplied by \$1.

3. The price formula for fluid milk by which the Ontario formula price for fluid milk in respect of any month is determined shall be in accordance with the procedures mentioned in section 2 and the following Table:

TABLE

For the month of....., 19.....

ITEM	COLUMN 1	COLUMN 2	COLUMN 3	COLUMN 4	COLUMN 5
1	General Wholesale Price Index for Canada		.486926	.2	
2	Average Weekly Earnings Index for Ontario		.216263	.2	
3	Price Index Numbers of Commodities and Services Used by Farmers		.465333	.3	
4	Price Index Number for Butterfat in Ontario		1.	.1	
5	Price Index Number for Milk for Condensed Products		1.	.1	
6	Price Index Number for Cheese		1.	.1	
7	Total Amount.....				
8	<div><div></div><div>X 4.1306 =</div><div></div><div>(total amount in item 7)</div><div>(amount)</div></div>				
9	Three-month average of amounts in item 8 in this Table and in item 8 of each of the tables for the two preceding months: <div><div>+</div><div>+</div><div></div><div>3</div><div>=</div><div></div><div>(amount)</div></div>				
10	<div><div></div><div>-- 4.53 =</div><div>+</div><div></div><div>(amount in item 9)</div><div>(amount)</div></div>				
11	<div>(a) <div><div>(amount in item 10)</div><div>.19</div></div> =</div> <div>(b) Integral figure resulting from division under clause a is <div></div> (amount)</div> <div>(c) .19 X <div></div> = <div></div> (amount in clause b) (amount)</div> <div>(d) 4.53 + <div></div> = <div></div> (amount in clause c) (amount)</div>				
12	Ontario formula price for fluid milk for the month of <div></div> 19...., is (month following the month of table) <div></div> X \$1 = \$ <div></div> (amount in clause d of item 11)				

## Regulation 436

### under The Milk Industry Act

#### VOTES

##### 1. In this Regulation,

- (a) "area" when used with reference to a marketing plan or a proposed marketing plan means Ontario or that part of Ontario to which the marketing plan applies or the proposed marketing plan is to apply;
- (b) "district" means a division of an area under subsection 2 of section 2;
- (c) "polling booth" means a place of voting in a district on questions under section 6 of the Act. O. Reg. 193/54, s. 1.

2.—(1) The Board shall prepare in the manner prescribed by subsections 3 and 4 voters' lists of all producers eligible to vote in the area upon a question submitted under section 6 of the Act.

(2) The Board shall divide the area into districts for the purpose of the vote.

(3) A voters' list shall be prepared for each district.

(4) Each voters' list shall contain the names and places of production of all producers eligible to vote in the district. O. Reg. 193/54, s. 2.

3.—(1) The Board shall appoint a Returning Officer and such deputy returning officers as are required for the taking of the vote.

(2) One deputy returning officer shall be appointed for each district in the area.

(3) The Board shall notify the Returning Officer and the deputy returning officers of their appointments at least fifteen days before the first polling day. O. Reg. 193/54, s. 3.

##### 4.—(1) The Board shall,

- (a) determine,
  - (i) the number of polling booths required,
  - (ii) the day or days on which voting is to take place, and
  - (iii) the times during the day or days that polling booths are to remain open; and
- (b) notify all Ontario Agricultural Representatives in the area of its determinations under clause a.

(2) The Board shall prepare copies of the marketing plan or proposed marketing plan, as the case may be, and distribute them,

- (a) to each Ontario Agricultural Representative in the area; and
- (b) where a deputy returning officer in any district is not the Ontario Agricultural Representative, to the deputy returning officer appointed for the district,

at least fifteen days before the first polling day. O. Reg. 193/54, s. 4.

5.—(1) The Board shall cause to be printed a sufficient number of ballots, not less than the number of producers eligible to vote, necessary for the taking of the vote.

(2) The Board shall forward the ballots to the Returning Officer at least ten days before the first polling day. O. Reg. 193/54, s. 5.

6. The ballot shall be in Form 1. O. Reg. 193/54, s. 6 (1), *amended*.

7. The Board shall provide the polling booth and ballot boxes in each district. O. Reg. 193/54, s. 7.

8. At least ten days before the first polling day, the Board shall furnish the Returning Officer with sufficient copies of all voters' lists necessary to supply each deputy returning officer with at least two copies of the voters' list for the district of the deputy returning officer. O. Reg. 193/54, s. 8.

9. At least five days before the first polling day, the Returning Officer shall furnish to each deputy returning officer,

- (a) a sufficient number of ballots, not less than the number of producers eligible to vote, necessary for the taking of the vote, in the district of the deputy returning officer;
- (b) at least two copies of the voters' list of producers eligible to vote at the polling booth of the deputy returning officer; and
- (c) a copy of the Act and this Regulation and such further instructions and information as he deems necessary for the taking of the vote. O. Reg. 193/54, s. 9.

10. Each deputy returning officer shall post up in the polling booth before the first polling day,

- (a) one copy of the voters' list of all producers eligible to vote at the polling booth; and
- (b) one copy of the marketing plan or the proposed marketing plan. O. Reg. 193/54, s. 10.

11. Every vote shall be by secret ballot on the prescribed form. O. Reg. 193/54, s. 11.

12.—(1) Each deputy returning officer shall issue only one ballot to each person who,

- (a) is recorded on the voters' list; and
- (b) presents himself as a voter at the polling booth.

(2) Where a deputy returning officer deems it necessary, he shall require the person who presents himself as a voter to be identified as the producer eligible to vote.

(3) Where the name and place of production of any person are not recorded on the voters' list and he claims the right to vote,

- (a) the deputy returning officer, before issuing a ballot, shall require the person to write legibly his name and place of production on an envelope furnished by the deputy returning officer;





## Regulation 437

### under The Minimum Wage Act

#### GENERAL

##### INTERPRETATION

#### 1. In this Order,

- (a) "inexperienced employee" means an employee who has worked less than six months in the class of employment for which she is hired by an employer;
- (b) "part-time employee" means an employee whose employment on a daily or weekly basis is for periods less than the normal daily or weekly work period established by custom of her employer. C.R.O. 1950, Reg. 295, s. 1.

##### APPLICATION

#### 2. This Order applies to female employees other than,

- (a) apprentices under *The Apprenticeship Act*;
- (b) employees of a telephone company owning or operating a telephone system, switchboard or exchange serving fewer than 300 subscribers; and
- (c) any employee who is qualified in a profession, trade or calling under,
  - (i) *The Architects Act*,
  - (ii) *The Barristers Act*,
  - (iii) *The Certified Public Accountants Act*, being chapter 236 of the Revised Statutes of Ontario, 1937,
  - (iv) *The Chartered Accountants Act*, being chapter 235 of the Revised Statutes of Ontario, 1937,
  - (v) *The Chartered Shorthand Reporters Act*, being chapter 234 of the Revised Statutes of Ontario, 1937,
  - (vi) *The Dental Technicians Act*,
  - (vii) *The Dentistry Act*,
  - (viii) *The Drugless Practitioners Act*,
  - (ix) *The Medical Act*,
  - (x) *The Nurses Registration Act*,
  - (xi) *The Nursing Act*,
  - (xii) *The Optometry Act*,
  - (xiii) *The Pharmacy Act*,
  - (xiv) *The Professional Engineers Act*,
  - (xv) *The Public Accountancy Act*,
  - (xvi) *The Solicitors Act*,
  - (xvii) *The Surveyors Act*,
  - (xviii) *The Teaching Profession Act*, or

#### (xix) *The Veterinarians Act*,

and who is engaged in the practice of her profession, trade or calling, and to any enrolled students or articulated apprentice under any of those Acts. C.R.O. 1950, Reg. 295, s. 2; O. Reg. 49/53, s. 1.

##### DESIGNATION OF ZONES

#### 3. The following are designated as zones within the Province in which this Order is applicable:

##### Zone 1—comprising,

- (a) the City of Toronto, the towns of Leaside, Mimico, New Toronto and Weston, the villages of Forest Hill, Long Branch and Swansea and the townships of East York, Etobicoke, North York, Scarborough and York;
- (b) the City of Hamilton, the Town of Dundas, and Burlington Beach;
- (c) the City of Windsor, the towns of La Salle, Ojibway, Riverside and Tecumseh, the Village of St. Clair Beach and that part of the Township of Sandwich East known as Remington Park that lies within a line drawn as follows: Beginning at the intersection of the centre line of Howard Avenue with the southerly limit of the right of way of the Canadian Pacific Railway; thence easterly along the southerly limit to its intersection by the northerly limit of Grand Boulevard; thence southwesterly along the northerly limit to its intersection with the centre line of Howard Avenue; thence northerly along the centre line to the place of beginning;
- (d) the City of Ottawa, the Town of Eastview and the Village of Rockcliffe Park; and
- (e) the City of London.

##### Zone 2—comprising,

- (a) every local municipality; and
- (b) every school section under *The Public Schools Act* within unorganized townships or unsurveyed territory,

having a population of not less than 3,000 as determined by the last preceding census taken under the authority of the Parliament of Canada and not included in Zone 1.

##### Zone 3—comprising,

- (a) every local municipality; and
- (b) every school section under *The Public Schools Act* within unorganized townships or unsurveyed territory,

having a population of less than 3,000 as determined by the last preceding census taken under the authority of the Parliament of Canada and not included in Zone 1. C.R.O. 1950, Reg. 295, s. 3; O. Reg. 114/51, s. 1.

## MINIMUM WEEKLY WAGES

4. The minimum weekly wages established for the zones designated by section 3 are the rates set opposite the classes of employees within the respective zones as follows:

Zone 1—i. Inexperienced employees:	
first three months.....	\$26.00
second three months.....	28.00
ii. Experienced employees.....	30.00
Zone 2—i. Inexperienced employees:	
first three months.....	24.00
second three months.....	26.00
ii. Experienced employees.....	28.00
Zone 3—i. Inexperienced employees:	
first three months.....	22.00
second three months.....	24.00
ii. Experienced employees.....	26.00

O. Reg. 130/60, s. 1.

5.—(1) The work period for which the minimum weekly wages prescribed by section 4 shall be paid is a week that consists of not more than forty-eight hours or that consists of the normal number of hours established by custom by an employer. C.R.O. 1950, Reg. 295, s. 5 (1), *revised*.

(2) Where a full-time employee works less than the normal working day or working week established by custom by her employer, she shall be paid not less than the proportion of her weekly wages for the number of hours or days worked. C.R.O. 1950, Reg. 295, s. 5 (2).

## OVERTIME

6. All time worked by an employee in excess of the normal weekly work period established by custom by her employer shall be considered as overtime and shall be paid for at least on a proportionate basis determined by the minimum weekly wages in the zone where she works in relation to the normal weekly work period. C.R.O. 1950, Reg. 295, s. 6.

## PART-TIME

7. Where a part-time employee works less than four hours a day, she shall be paid a minimum of four hours' wages determined either by the proportion of the minimum weekly wages established for the zone where she is working in relation to the normal weekly work period established by custom by her employer or by not less than one-twelfth of the minimum weekly wages, whichever is the greater amount. C.R.O. 1950, Reg. 295, s. 7.

8. Part-time employees or employees engaged as cleaners, elevator operators or workers in theatres, places of amusement, hotels, clubs, restaurants or in any place where meals are served to the public shall not be considered as inexperienced employees for the purpose of determining their minimum rate of wages. C.R.O. 1950, Reg. 295, s. 8.

## PIECE-WORK

9.—(1) During the first three months of her employment an inexperienced employee employed on a piece-work basis shall receive each week not less than the amount she would be entitled to be paid under these orders if she were working on a time-work basis.

(2) Subject to subsection 1, if an employer pays piece-work rates to employees on any job, or in any group or unit of employees established by the employer, he shall be deemed to have complied with this Order,

- (a) where he is operating a seasonal industry for the canning, packing or evaporating of fruit and vegetables, if at least 60 per cent of the female employees on the job, or in the group or unit, earn at least the minimum weekly wages for an experienced employee in the zone in which the employer carries on business; or
- (b) where the employer is operating any other industry, if at least 80 per cent of the female employees on the job, or in the group or unit, earn at least the minimum weekly wages for an experienced employee in the zone in which the employer carries on business. C.R.O. 1950, Reg. 295, s. 9.

## MAXIMUM NUMBER OF INEXPERIENCED EMPLOYEES

10. Subject to clause a of subsection 2 of section 9, the total number of female employees who may be classed as inexperienced by an employer is limited to 20 per cent of the employer's total number of female employees but, where fewer than five female employees are employed, the number of female employees who may be classed as inexperienced by an employer shall not exceed one. C.R.O. 1950, Reg. 295, s. 10.

## OFFICE WORKER AND HAIRDRESSER

## 11. Where,

- (a) an office worker,
  - (i) holds a Secondary School Graduation Diploma of the commercial course, or
  - (ii) has completed a course of instruction in business and office practice that is provided by a trade school registered under *The Trade Schools Regulation Act*; or
- (b) a hairdresser holds a certificate of apprenticeship issued under *The Apprenticeship Act*,

the office worker or the hairdresser is entitled to receive the minimum weekly wages for an experienced employee from the commencement of her employment. O. Reg. 4/55, s. 3.

## WAGE DEDUCTIONS

12.—(1) Where an employee is hired on the basis of receiving meals or room or both as part of her weekly wages, the maximum amounts at which meals or room may be valued for the purposes of this Order are the amounts in the respective zones as follows:

## Zones 1 and 2,

- i. room rent.....\$ 4.00 a week
- ii. meals..... 8.00 a week
- iii. single meals..... .40 a meal
- iv. room rent and meals..... 12.00 a week

## Zone 3,

- i. room rent..... 3.00 a week
- ii. meals..... 7.00 a week
- iii. single meals..... .35 a meal
- iv. room rent and meals..... 10.00 a week

C.R.O. 1950, Reg. 295, s. 12 (1); O. Reg. 130/60, s. 2.

(2) An employee shall not be charged for more than one meal in each three hours worked.

(3) Charges for meals or room shall not be deducted from the earnings of an employee unless she has actually received the meals and has occupied the room supplied to her. C.R.O. 1950, Reg. 295, s. 12 (2, 3).

**13.** No deduction shall be made from the minimum weekly wages for the purchase, use, laundering or

cleaning of uniforms, aprons, caps or similar articles of apparel. C.R.O. 1950, Reg. 295, s. 13.

**14.** An employee shall be paid for any time she is required to remain on the employer's premises and is not working. C.R.O. 1950, Reg. 295, s. 14, *revised*.

QUALIFICATION

**15.** This Order is subject to *The Hours of Work and Vacations with Pay Act*. C.R.O. 1950, Reg. 295, s. 15.





## Regulation 438

### under The Mining Act

#### BORING PERMITS FOR PETROLEUM AND NATURAL GAS

1.—(1) A boring permit authorizing the holder thereof to prospect for petroleum and natural gas in that part of Ontario lying north of the transcontinental railway shall be in Form 1.

(2) A boring permit shall be issued only upon application to the Minister therefor in Form 2.

(3) The application shall be accompanied by,

- (a) a sketch and description of the area for which application is made;
- (b) a statement showing the financial ability of the applicant to undertake the work outlined in his application; and
- (c) the annual fee for the first year of the term of the permit. O. Reg. 7/54, s. 1.

2.—(1) The permit is for an area specified by the Minister from the area applied for in the application.

(2) The boundaries of the area are on bearings astronomically north, east, south and west, and no boundary shall be more than ten miles in length. O. Reg. 7/54, s. 2.

3.—(1) The permit is for a term of three years.

(2) The annual fee for the permit is \$200. O. Reg. 7/54, s. 3.

4. No person shall apply for more than three permits in any twelve-month period. O. Reg. 129/56, s. 1.

5.—(1) Where during the term of a permit and in the area specified in the permit the holder thereof drills or causes to be drilled one well to the pre-Cambrian horizon, the Minister may at the end of the term of the permit, upon application in writing by the holder thereof, issue a new permit to the applicant for the same area as specified in the expiring permit.

(2) The new permit is issued subject to,

- (a) the same terms and conditions as the expiring permit; and
- (b) the holder thereof drilling or causing to be drilled another well to the pre-Cambrian horizon in the first year of the term of the permit.

(3) A permit issued under subsection 1 is not renewable. O. Reg. 7/54, s. 5.

6. A permit, or any interest therein, shall not be transferred without the consent in writing of the Minister or Deputy Minister. O. Reg. 7/54, s. 6.

7. Within ninety days from the date of issue of the permit, the holder shall enter, and commence and continue operations, upon the area specified in the permit for the purposes of boring and prospecting for natural gas and petroleum. O. Reg. 7/54, s. 7.

8. The holder of a permit shall expend,

- (a) during the first year of the term of the permit,

(i) a sum averaging \$50 a square mile, or

(ii) \$2,500,

whichever is the greater; and

(b) during each of the second and third years of the term of the permit,

(i) a sum averaging \$100 a square mile, or

(ii) \$2,500,

whichever is the greater,

in geological or geophysical examination, boring, prospecting or other exploratory work on the area specified in the permit. O. Reg. 7/54, s. 8.

9. A person holding a group of not more than nine permits covering contiguous areas,

(a) may expend on one or more of such areas all of the amounts required under section 8 in respect to the entire group of permits; and

(b) shall indicate, in the statement filed under section 11, the area or areas on which the expenditure was made and the permit or permits to which the expenditure is to be applied. O. Reg. 129/56, s. 2.

10. Where, during any year of the term of the permit, the holder expends an amount greater than he is required to expend under section 8 for that year, the holder is entitled to credit the excess amount against the sum required to be expended by section 8 during the following year or years, if any, of the term of the permit. O. Reg. 7/54, s. 9.

11.—(1) Within ninety days after each anniversary date of the date of issue of the permit, the holder shall submit a sworn statement to the Minister,

(a) that details the amount and manner of all expenditures made by him; and

(b) that gives full particulars of work and operations carried on by him,

during the previous twelve-month period on the area specified in the permit.

(2) Where the Minister is not satisfied by the sworn statement of the holder of a permit that the holder has expended the sums prescribed by clause *a* or *b*, as the case may be, of section 8 during any year of the term of the permit for which the statement has been submitted, the Minister may send by registered mail to the holder at his address on the statement a notice requiring the holder to submit such further details as are in the opinion of the Minister necessary to prove that the expenditure complies with section 8. O. Reg. 7/54, s. 10.

12. While a permit is in force, the holder thereof has the sole and exclusive right to prospect and bore for petroleum and natural gas on the area specified in the permit. O. Reg. 7/54, s. 11.

13. A permit does not grant the right to prospect for mines and minerals other than petroleum and natural gas and does not limit the staking or acquiring of other mines and minerals under the Act. O. Reg. 7/54, s. 12.

14. A permit shall not be construed as authorizing the cutting or removal of trees or timber but, where the trees or timber are not covered by a timber licence or permit to cut them, the holder of the permit may on application be granted permission to cut and use such trees or timber as he may require in his operations or for fuel purposes on such terms and conditions as the Minister of Lands and Forests imposes. O. Reg. 7/54, s. 13.

#### NATURAL GAS AND PETROLEUM LEASES

15.—(1) Where the Minister,

- (a) is satisfied that a well drilled in the area specified in a permit has revealed the presence of petroleum or natural gas in commercial quantities upon the area; and
- (b) sends a notice thereof by registered mail to the holder of the permit at his last known address recorded with the Department,

the holder shall, within ninety days after the date of the notice, make a preliminary application for a lease of lands of not more than 50 per cent of the area specified in his permit.

(2) Within six months after making his preliminary application or such further period of time as the Minister may authorize, the applicant shall have the lands to be included in the lease surveyed and laid out by an Ontario land surveyor into blocks in the manner prescribed by section 16. O. Reg. 7/54, s. 14.

16.—(1) Where the first line of the survey is latitudinal, it shall be surveyed on a course astronomically east or west, as the case may be, from its point of origin, and shall be the base line of the survey.

(2) Where the first line of the survey is longitudinal, it shall be surveyed on a course astronomically north or south, as the case may be, from its point of origin, and shall be the base line of the survey.

(3) Each block shall have an area of one square mile.

(4) Where a base line is surveyed under subsection 1, each block shall have,

- (a) the latitudinal limits thereof surveyed on lines parallel to the base line; and
- (b) the longitudinal limits thereof surveyed on lines at right angles to the base line.

(5) Where a base line is surveyed under subsection 2, each block shall have,

- (a) the longitudinal limits thereof surveyed on lines parallel to the base line; and
- (b) the latitudinal limits thereof surveyed on lines at right angles to the base line.

(6) Each limit of a block shall be one mile in length.

(7) Any two blocks may have a common corner but no limit of any block shall be,

- (a) contiguous to the limit of another block; or
- (b) closer than one mile to the parallel limit of another block. O. Reg. 7/54, s. 15.

17. The applicant shall, within thirty days after the completion of the survey,

- (a) complete his final application by submitting a plan and description of the lands to be included in the lease; and
- (b) file with the Department the returns of survey. O. Reg. 7/54, s. 16.

18.—(1) Where the Minister has accepted an application for a lease and the applicant has complied with sections 16 and 17, the Minister may issue to the applicant a lease in Form 3 authorizing the holder thereof to prospect for and recover petroleum and natural gas.

(2) The annual rental is at the rate of 50 cents an acre.

(3) The term of the lease is twenty-one years.

(4) Royalties are payable to the Minister,

- (a) on all natural gas produced whether consumed on the premises or sold or otherwise disposed of, of  $1\frac{1}{2}$  cents per 1,000 cubic feet; and
- (b) on all petroleum, of 10 per cent of the actual value at the well-head. O. Reg. 7/54, s. 17, *amended*.

19. Where commercial production of petroleum or natural gas is obtained, and where at any time before the expiry of the lease the Minister is satisfied that the productive life of the lease is longer than the term thereof, he may renew the lease for successive periods of not more than twenty-one years each. O. Reg. 7/54, s. 18.

20. The lease, or any interest therein, shall not be assigned or sub-let without leave in writing of the Minister or Deputy Minister. O. Reg. 7/54, s. 19.

21. The lessee shall,

- (a) keep a record of all petroleum and natural gas produced, sold or otherwise disposed of each year from each well; and
- (b) within thirty days after each anniversary date of the lease, submit to the Minister a sworn statement showing the quantity and actual value at the well-head of all natural gas and petroleum during the previous twelve-month period. O. Reg. 7/54, s. 20.

22. The Minister or any person authorized by him may at any time enter upon the lands described in the lease and examine all books, records and papers used or kept in connection with operations of the lessee on the lands. O. Reg. 7/54, s. 21.

#### GENERAL

23. The holder of a permit or the lessee, as the case may be, shall,

- (a) within ninety days after the completion of a well, furnish the Minister with a detailed log of the well and a plan indicating the location and elevation of the well;
- (b) furnish the Minister with any and all other information obtained in drilling the well;
- (c) make available to the Minister for examination, at all times, all cores and cuttings; and
- (d) submit to the Minister full reports and plans of all geological or geophysical examinations, boring, prospecting or other exploratory work, within ninety days after the completion of each examination, boring, prospecting or other exploratory work. O. Reg. 7/54, s. 22.

24. If default is made,

- (a) in the performance or observance of the terms and conditions of a permit under the Act or this Regulation respecting the permit; or
- (b) by a lessee in payment of rent or royalties, or both, under the Act or this Regulation respecting his lease,

and the default is not remedied within thirty days after notice has been delivered or sent by registered mail to the holder of the permit or the lessee, as the case may be, at his last known address recorded with the Department, setting forth the default and calling upon him to remedy the default, the Minister may forthwith,

- (c) in the case of a permit, cancel the permit; or
- (d) in the case of a lease, declare the lease forfeit and void. O. Reg. 7/54, s. 23.

25. Where a lease has been issued to the holder of a permit in respect of a part of the area specified in the permit and if, at the date of issuing the lease, the permit has not expired, the permit shall be deemed to be cancelled, and any land within the area specified by the permit but not included in the lease may be disposed of in accordance with the Act and any regulations thereunder. O. Reg. 7/54, s. 24.

Form 1

The Mining Act

BORING PERMIT

Under *The Mining Act* and the regulations, and subject to the limitations thereof, this permit is granted to.....to bore and prospect for petroleum and natural gas on the area specified in the Schedule upon the following terms and conditions:

- 1. Payment of annual fee of \$200.00 on or before .....in each year.
- 2. This permit is for a term of three years commencing.....
- 3. This permit, or any interest therein, shall not be transferred without the consent in writing of the Minister or Deputy Minister.

.....  
Minister of Mines

Toronto, ....., 19 ...

O. Reg. 7/54, Form 1.

Form 2

The Mining Act

APPLICATION FOR BORING PERMIT

To: The Minister of Mines,  
Parliament Buildings,  
Toronto 2.

- 1. I, .....  
(name of applicant)
- .....  
(address of applicant)

holder of Miner's Licence No.....dated the.....  
day of....., 19....., apply for a boring permit to prospect for petroleum and natural gas in the area,

- (a) illustrated in the sketch, and
- (b) contained in the description,

appended hereto.

2. I intend to perform the following work:

.....  
(outline in full the work)

3. I append hereto a statement of my financial ability to undertake the work outlined in paragraph 2.

4. I enclose the sum of \$200 in payment of the annual fee for the first year of the term of the permit.

5. At the date of this application I hold

.....boring permit(s)  
(state number, if any)

Dated at.....this.....day of....., 19...

.....  
(signature of applicant)

O. Reg. 7/54, Form 2.

Form 3

The Mining Act

This Indenture made the.....day of.....

one thousand nine hundred and....., in pursuance of *The Short Forms of Leases Act*

BETWEEN:

Her Majesty the Queen in right of Ontario, as represented by the Minister of Mines,

hereinafter called the lessor  
OF THE FIRST PART

— and —

hereinafter called the lessee  
OF THE SECOND PART

Witneseth that under section 115 of *The Mining Act* and under the regulations, and subject to the provisions thereof, and in consideration of the rents, royalties, covenants and agreements hereinafter reserved, and contained on the part of the lessee, the lessor doth demise and lease unto the lessee all that parcel or tract of land lying and being

.....  
containing .....acres, more or less.

To have and to hold the said demised premises for the purpose of prospecting for and recovering petroleum and natural gas for and during the term of twenty-one years to be computed from the.....day of ....., one thousand nine hundred and ....., and from thenceforth next ensuing and fully to be complete and ended.

Yielding and paying therefor yearly and every year the rent or sum of 50 cents an acre, payable on the following days and times, that is to say, on the....day of.....in each year of the said term, the first of such payments to become due and be made on the ..day of .....

Also yielding and paying therefor yearly and every year during the said term royalties,

(a) on all natural gas produced whether consumed on the premises or sold or otherwise disposed of, of  $1\frac{1}{2}$  cents per 1,000 cubic feet; and

(b) on all petroleum, of 10 per cent of the actual value at the well-head,

such payments to be made on or before the.....day of.....in each year.

The lessee shall on or before the.....day of.....in each year submit to the lessor a sworn statement showing the quantity and actual value at the well-head of all petroleum and natural gas obtained or saved from the herein-described lands during the twelve-month period ending thirty days preceding the said date.

The said lessee covenants with the said lessor to pay rent and royalties.

And to pay taxes, including local improvements.

And that the said lessor may enter the said demised premises and view the state of repair; and that the said lessee will repair according to notice in writing, reasonable wear and tear and damage by fire, lightning and tempest only excepted.

And that he will leave the premises in good repair, reasonable wear and tear and damage by fire, lightning and tempest only excepted.

Provided that, at the expiration of the lease, or where the lease is forfeited, section 70 of *The Mining Act* applies *mutatis mutandis*.

Proviso for re-entry by the said lessor on non-performance of covenants.

Provided that, where commercial production of petroleum or natural gas is obtained and, where at any time before the expiry of the lease, the lessor is satisfied that the productive life of the lease is longer than the term hereof he may renew the lease for successive periods of not more than twenty-one years each.

The said lessee covenants with the said lessor to comply with the provisions of *The Energy Act* and *The Ontario Energy Board Act* and the regulations under those Acts, as are from time to time in force.

The said lessee covenants with the said lessor to comply with section 106 of *The Mining Act*.

Provided that the terms and conditions hereof shall not be construed as conveying any right or interest to the mines and minerals other than natural gas and petroleum and shall not limit the staking or acquiring of other mines and minerals under *The Mining Act*.

Provided that there shall be a reservation for roads of 5 per cent of the quantity of the lands hereby demised and the lessor or its officers may lay out roads on such lands where deemed proper.

Provided that all trees or timber of whatever kind growing or being on the demised premises shall be reserved to the lessor but, where the trees or timber are not covered by a timber licence or permit to cut them, the lessee may, on application, be granted permission to cut and use such trees or timber as he may require in his operations or for fuel purposes on such terms and conditions as the Minister of Lands and Forests may impose.

Where the word "lessee" occurs in this indenture, it shall include the heirs, executors, administrators, successors and assigns of the lessee.

In witness whereof the said parties have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED

In the presence of

.....  
Minister of Mines

O. Reg. 7/54, Form 3.



## Regulation 439

### under The Mining Act

#### DREDGING LEASES

1. Under section 116 of the Act a lease in Form 1 may be issued authorizing the holders thereof, for the purpose of recovering alluvial gold, platinum, precious stones or other valuable mineral not in place, to dredge or work in any river, stream or lake or on lands not covered by water. O. Reg. 179/54, s. 1.

2. The lands described in the lease shall within three months of the date of the lease be delimited on the ground by the lessee by,

- (a) planting or erecting posts along the perimeter thereof at intervals of not less than five chains;
- (b) writing or placing on the posts the words "dredging lease" and the name of the lessee; and
- (c) blazing the trees on two sides where there are standing trees and cutting the underbrush along the boundary lines. C.R.O. 1950, Reg. 297, s. 2 (1).

3. If more work is performed than is required by the lease during the first year or any subsequent year during the currency of the lease, the excess, upon proof of the work having been performed being submitted to and approved by the Minister, shall be credited to the work required to be performed during any subsequent year or years. C.R.O. 1950, Reg. 297, s. 2 (2).

4. Within one year of the date of the lease, the lessee shall have the lands described in the lease surveyed by an Ontario land surveyor, subject to and in accordance with instructions from the Surveyor General, and the cost of the survey may be counted as work at the rate of \$2.50 an acre upon the receipt and approval of the survey plans and field notes by the Minister. C.R.O. 1950, Reg. 297, s. 2 (3).

5. The lease shall not be transferred or transferable without the written consent of the Minister. C.R.O. 1950, Reg. 297, s. 2 (4).

6. The lease is subject to the provisions of the Act, *The Mining Tax Act*, *The Forest Fires Prevention Act*, *The Crown Timber Act*, the *Navigable Waters Protection Act* (Canada), *The Beds of Navigable Waters Act*, *The Lakes and Rivers Improvement Act*, *The Public Lands Act* or any other Act and all regulations made under those Acts. C.R.O. 1950, Reg. 297, s. 2 (5).

7. The lessee shall,

- (a) use and work the lands described in the lease in such manner only as is usual and customary in skilful and proper mining operations of similar character when conducted by proprietors themselves on their own lands; and
- (b) keep and preserve the lands described in the lease from all avoidable injury and damage. C.R.O. 1950, Reg. 297, s. 2 (6).

8.—(1) There is reserved to the Crown without liability for damage such use of the lands described in the lease for such works as may be necessary for the development, transmission and distribution of electrical power including construction, maintenance and operation of roads, railroads, transmission lines, stations, flumes, pipe-lines, dams, power houses and other works and structures.

(2) There is reserved to the Crown the free use, passage and enjoyment of, in, over and upon all navigable waters that are now or hereafter found on or under or flowing through or upon the lands described in the lease.

(3) The right of access to the shores of all rivers, streams and lakes is reserved for all vessels, boats and persons, together with the right to use so much of the banks thereof not exceeding one chain in depth from the high-water mark as may be necessary for fishery or public purposes. C.R.O. 1950, Reg. 297, s. 2 (7-9).

9. The Crown may grant without compensation to any person the right of way necessary for the construction and operation of one or more railways over or across the lands described in the lease where the railway or railways do not manifestly or materially interfere with the mining operations carried on by the lessee. C.R.O. 1950, Reg. 297, s. 2 (10).

10.—(1) The lessee shall not take away or interfere with the lawful right of timber operators or others to drive logs or timber down the waters of any river, lake or stream within or beyond the lands described in the lease.

(2) The lessee shall not,

- (a) destroy or obstruct navigation; and
- (b) carry on operations in such a manner as to interfere with the natural facilities for arranging aids to navigation,

on a navigable river, stream or lake or other body of water found on or flowing through or upon the lands described in the lease. C.R.O. 1950, Reg. 297, s. 2 (11, 12).

#### Form

##### *The Mining Act*

This Indenture made the.....day of.....,

one thousand nine hundred and....., in pursuance of *The Short Forms of Leases Act* and *The Mining Act*

BETWEEN:

Her Majesty the Queen in right of Ontario, as represented by the Minister of Mines, hereinafter called the lessor

OF THE FIRST PART

—and—

hereinafter called the lessee

OF THE SECOND PART

Witnesseth that under *The Mining Act* and the regulations and subject to the provisions thereof and in consideration of the rents, covenants and agreements hereinafter reserved and contained on the part of the lessee, the lessor doth demise and lease unto the lessee

all that parcel or tract of land lying and being.....

containing.....acres more or less.

To have and to hold the said demised premises for the purpose of recovering therefrom..... for and during the term of ten years to be computed from the.....day of.....one thousand nine hundred and.....and thenceforth next ensuing and fully to be complete and ended.

Yielding and paying therefor yearly and every year during the said term unto the said lessor the sum of .....an acre, to be payable on the following days and times, that is to say, on the.....day of .....in each and every year of the said term, the first of such payments to become due and be made on the ..... day of .....

The said lessee covenants with the said lessor to pay rent. And to pay taxes including local improvements.

And that the said lessor may enter and view state of repair; and that the said lessee will repair according to notice in writing, reasonable wear and tear, and damage by fire, lightning and tempest only excepted.

And that he will leave the premises in good repair, reasonable wear and tear and damage by fire, lightning and tempest only excepted.

Provided that, at the expiration of the lease or where the lease is forfeited, the provisions of section 70 of *The Mining Act* shall apply *mutatis mutandis*.

Proviso for re-entry by the said lessor on non-performance of covenants, and subject to section 652 of *The Mining Act*.

The said lessee.....heirs, executors, administrators, successors and assigns, doth further covenant with the lessor that during each year of the said term to perform or cause to be performed upon the herein described lands development work to the value of not

less than.....an acre and not later than the .....day of .....in each year shall satisfy the Minister of Mines that the work has been performed and shall furnish an affidavit setting out a detailed statement of the work done; provided that capital expenditure made in the purchase of dredging or other equipment required to explore or operate the herein described lands may be construed as expenditure made in pursuance of development work.

Provided that, in the event that the survey of the herein described lands proves that the area of the same is in excess of or less than the area herein indicated, the total annual rental shall be increased or reduced accordingly.

Provided that the terms and conditions hereof shall not be construed as conveying any right or interest to the mines, ores and minerals other than alluvial gold recovered from the said lands, and the mines and minerals other than alluvial gold shall remain open for staking or acquirement under the provisions of *The Mining Act*.

Provided that during the currency of these presents, the lessee.....heirs, executors, administrators, successors and assigns, shall make provision for the disposal of the earth, rock, waste and refuse so that the earth, rock, waste and refuse shall not be a nuisance to the user of or cause an obstruction to any roadway, passage, sewer, creek or place, or conflict with or embarrass timber or mine operators or in any manner occasion any public or private damage or nuisance.

Provided that the lessee.....heirs, executors, administrators, successors and assigns, on or before commencing dredging operations shall furnish security to the Minister of Lands and Forests in the form of a bond of a guarantee company under *The Guarantee*

*Companies Securities Act* in the penal sum of..... for the due performance of such work as from time to time the said Minister shall consider necessary to ensure that the condition of the banks of any river, stream, lake or other body of water shall be left in a condition satisfactory to the Minister.

Provided that there shall be a reservation for roads of 5 per cent of the quantity of the lands hereby demised and the lessor or its officer may lay out roads on such lands where deemed proper.

Provided that all trees or timber of whatever kind growing or being on the demised premises shall be reserved to the lessor but, where such trees or timber are not covered by a timber licence or permit to cut the same, the lessee may, on application, be granted permission to cut and use such trees or timber as he may require for mining and fuel purposes, either without payment or on such terms and conditions as the Minister of Lands and Forests may impose.

Where the word "lessee" occurs in this Indenture it shall include the heirs, executors, administrators, successors and assigns of the lessee.

In witness whereof the said parties have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED

In the presence of

.....  
Minister of Mines

C.R.O. 1950, Reg. 297, Form 1; O. Reg. 179/54.

## Regulation 440

### under The Mining Act

#### EXPLORATORY LICENCES AND LEASES FOR OIL AND NATURAL GAS IN LOWER GREAT LAKES

1.—(1) The Minister may issue a licence of occupation authorizing the holder to explore for natural gas and petroleum on Crown lands under the waters of the Detroit River, Lake St. Clair, the St. Clair River, Lake Huron and Lake Erie, in Form 1. O. Reg. 10/57, s. 1 (1); O. Reg. 96/57, s. 1.

(2) The licence shall be issued only upon application in writing to the Minister.

(3) The application shall be accompanied by,

- (a) a sketch and description of the area for which application is made; and
- (b) a statement showing the financial ability of the applicant to undertake the exploratory work required by this Regulation. O. Reg. 10/57, s. 1 (2, 3).

2. The licence shall be for an area not in excess of eight square miles with rectangular boundaries wherever possible but in no case shall the length of the area be more than twice the width, except where the boundaries of adjoining areas granted under licence or lease are irregular. O. Reg. 10/57, s. 2.

3. No person shall apply for more than three licences in any twelve-month period, other than a licence granted under section 8. O. Reg. 10/57, s. 3; O. Reg. 238/58, s. 1.

4. The licence is for a term of three years. O. Reg. 10/57, s. 4.

5. The annual fee for a licence of occupation is 15 cents an acre or \$200, whichever is the greater. O. Reg. 10/57, s. 5.

6. The licensee shall expend,

- (a) during the first year of the term of the licence, a sum averaging at least \$500 a square mile or fraction thereof; and
- (b) during each of the second and third years of the term of the licence, a sum averaging at least \$1000 a square mile or fraction thereof,

in geophysical exploration or drilling in the area specified in the licence. O. Reg. 10/57, s. 6.

7.—(1) Where, during the third year of the term of the licence, the licensee is prevented by weather or water conditions from carrying out the geophysical exploration or drilling required by this Regulation, or any additional geophysical exploration or drilling that may be necessary to prove the presence of natural gas or petroleum in commercial quantities, the Minister may, upon application in writing within thirty days following the end of the third year of the term of the licence, extend the licence for a period not exceeding five months.

(2) The months from November to March, both inclusive, shall not be computed in the extended period.

(3) Where a sworn statement as required by section 16 is submitted, expenditures made or work per-

formed during the extended period shall be deemed to have been made or performed during the third year of the term of the licence. O. Reg. 10/57, s. 7.

8. Where,

- (a) during the term of a licence the licensee has complied with the terms and conditions of the licence and of the Act and this Regulation respecting the licence;
- (b) there has been no discovery of natural gas or petroleum in commercial quantities in the area specified in the licence nor in a licence for a contiguous area held by the same person; and
- (c) the licensee makes application before the expiry date of the licence,

the Minister may grant a new licence for the area specified in the expired licence to the same licensee and the new licence shall date from the date of expiry of the expired licence. O. Reg. 238/58, s. 2.

9.—(1) Where a licensee is the holder of more than one licence for areas under the same body of water, and the amount expended in the area in one of the licences is in excess of the minimum required by section 6, the licensee may credit the excess so expended in any twelve-month period to one or more of the other licences for the same period.

(2) The licensee shall state in the sworn statement required by section 16,

- (a) the licence for the area in which the excess expenditure was made; and
- (b) the licence or licences to which the excess expenditure is being credited. O. Reg. 10/57, s. 8.

10.—(1) Where separate holders of separate licences for areas under the same body of water carry out geophysical exploration under the licences jointly, each licensee may credit the amount actually expended by him to any or all of the licences held by him.

(2) Each licensee shall state in the sworn statement required by section 16,

- (a) the total amount expended in the joint operation;
- (b) the amount actually expended by him; and
- (c) the licence or licences to which the amount expended by him is to be credited. O. Reg. 10/57, s. 9.

11.—(1) Where separate holders of two separate licences for areas that are contiguous jointly engage in drilling a well within half a mile of the common boundary, each licensee may credit to his licence the amount actually expended by him in the joint drilling.

(2) Each licensee shall state in the sworn statement required by section 16,

- (a) the total cost of the joint drilling; and
- (b) the amount referable to each licensee engaged in the joint drilling. O. Reg. 10/57, s. 10.



12. Where during any year of the term of the licence the licensee expends an amount greater than that required under this Regulation for that year, he is entitled to credit the excess amount against the amount required to be expended in any other year or years of the term of the licence. O. Reg. 10/57, s. 11.

13.—(1) Where in the first year of the term of a licence the licensee expends in respect of the licence an amount less than the minimum required by section 6 for the purposes therein, the licensee shall deposit with the Minister, within the first thirty days of the second year of the term, an amount equal to the difference between the amount expended and the minimum required to be expended.

(2) Where the amount expended by a licensee in respect of a licence in the first and second years of the term of the licence is less than the minimum required by section 6 for the purposes therein, the licensee shall deposit with the Minister,

- (a) within the first thirty days of the third year of the term, an amount equal to the difference between the amount expended and the minimum required to be expended; and
- (b) within the first sixty days of the third year of the term, an amount equal to the minimum required to be expended in the third year.

(3) Amounts deposited with the Minister shall be in currency or Dominion of Canada or Ontario Government bonds. O. Reg. 10/57, s. 12.

14.—(1) Subject to subsection 2, where a licensee expends the minimum required for the year in respect of which an amount has been deposited with the Minister under section 13, the amount deposited shall be refunded upon proof of the expenditure by means of the statement required by section 16.

(2) Any sum expended in respect of a licence during the term or extended term remaining after an amount has been deposited with the Minister shall be applied to the credit of the first year, second year and third year of the term of the licence, in that order. O. Reg. 10/57, s. 13.

15.—(1) Where an amount has been deposited with the Minister in respect of a licence, and the licensee,

- (a) fails to deposit any further amounts in the amount and within the times required by this Regulation; or
- (b) fails to expend the minimum amounts required by section 6 within the term or extended term of the licence;

that part of the amount deposited that equals the difference between the minimum required to be expended in the year for which the deposit was made, and the amount expended for that year, is forfeit to the Crown in right of Ontario.

(2) Where part of an amount deposited with the Minister is forfeited, the balance shall be refunded to the licensee within thirty days after the date of the forfeiture.

(3) Upon forfeiture of an amount deposited with the Minister, the licence in respect of which the deposit was made shall be cancelled. O. Reg. 10/57, s. 14.

16.—(1) Within thirty days after each anniversary date of the issue of a licence, and within thirty days after the expiration of any extended period, the licensee shall submit a sworn statement to the Minister,

- (a) detailing the amount and manner of all expenditures made by him in geophysical exploration and drilling; and

- (b) giving the full particulars of the work and operations carried on by him,

during the previous twelve-month period or extended period in the area specified in the licence.

(2) Where the Minister is not satisfied by the sworn statement of the licensee that he has expended the sums prescribed by this Regulation for which the statement has been submitted, the Minister may send a notice by registered mail to the licensee at his last-known address recorded in the Department, requiring him to submit such further details as are in the opinion of the Minister necessary to prove that the expenditure complies with this Regulation and, if the licensee is still unable to satisfy the Minister that the expenditures have been properly made within the requirements of this Regulation, the Minister may disallow the expenditures or any part of them.

(3) No expenditures other than those detailed in the sworn statement referred to in section 16 and allowed by the Minister shall be credited to the minimum required to be expended under section 6. O. Reg. 10/57, s. 15.

17. While a licence is in force the licensee has the sole and exclusive right to drill for natural gas and petroleum on the area specified in the licence. O. Reg. 10/57, s. 16.

18. A licence does not grant the right to prospect for mines and minerals other than natural gas and petroleum and does not limit the staking or acquiring of other mines and minerals under the Act. O. Reg. 10/57, s. 17.

19. The Minister may at any time enter upon the lands specified in the licence and remove sand and gravel therefrom or may authorize any other person so to do under *The Beach Protection Act*. O. Reg. 10/57, s. 18.

20.—(1) Where drilling in any of the waters referred to in subsection 1 of section 1 has been suspended by a competent authority and,

- (a) the suspension is not for the purposes of annually recurring conditions; and
- (b) it appears that the suspension will be for a period longer than three months excluding the months of November to March, both inclusive,

the Minister may declare the period of the suspension to be a closed period for the area to which the suspension applies.

(2) The Minister may suspend any licence, issued by him under the Act, to explore for natural gas or petroleum under any of the waters referred to in subsection 1 of section 1 during a closed period for those waters and for not more than six months thereafter, and the period of suspension shall not be reckoned in the term or extended term of the licence.

(3) The holder of a licence that is suspended under subsection 2 shall not drill for natural gas or petroleum on the area specified in the licence during any period for which the licence is suspended. O. Reg. 55/60, s. 1.

#### NATURAL GAS AND PETROLEUM LEASES

21.—(1) Where the Minister,

- (a) is satisfied that a well drilled in the area specified in the licence, or in a licence for a contiguous area held by the same person, has ascertained the presence of natural gas or petroleum in commercial quantities; and



- (b) sends a notice thereof by registered mail to the licensee at his last-known address recorded in the Department,

the licensee shall within sixty days after the date of the notice make an application for a lease of the lands included in the licence, or any portion thereof, but as far as practicable the longitudinal boundaries of the area shall be not more than twice its width.

(2) Within thirty days after making application for lease or within such further period of time as the Minister may authorize, the applicant shall have the lands to be included in the lease surveyed by an Ontario land surveyor in accordance with instructions from the Surveyor General. O. Reg. 10/57, s. 19.

22.—(1) Where the Minister has accepted an application for a lease and the applicant has complied with section 6, the Minister shall issue to the applicant a lease authorizing the lessee to prospect for and recover natural gas and petroleum.

(2) The lease shall be in Form 2.

(3) The annual rental is at the rate of \$1 an acre, or \$640, whichever is the greater.

(4) The term of the lease is twenty-one years.

(5) Royalty is payable to the Treasurer of Ontario on natural gas, petroleum and petroleum products,

(a) on all natural gas produced,

(i) of 3 cents per 1,000 cubic feet, or

(ii) of 8 per cent of the prevailing field price for natural gas,

whichever is the greater; and

(b) on all petroleum and petroleum products, of 10 per cent of the actual value at the well-head,

but no royalty is payable on natural gas, petroleum or petroleum products used on the premises for drilling or exploration purposes.

(6) Where the production or distribution of natural gas is restricted or limited under *The Energy Act*, the Minister may reduce or suspend the rental payable by the lessee in such manner and to such extent as he deems expedient.

(7) Where commercial production of natural gas or petroleum is obtained and where at any time before the expiry of the lease the Minister is satisfied that the productive life of the lease is longer than the term thereof, he may renew the lease for successive periods of not more than twenty-one years each.

(8) The lessee shall,

(a) keep a record of all natural gas, petroleum and petroleum products produced, sold or otherwise disposed of each year under each lease or group of leases held by him; and

(b) within thirty days after each anniversary date of the lease submit to the Minister a sworn statement showing the quantity and actual value at the well-head of all natural gas, petroleum and petroleum products produced during the previous twelve-month period.

(9) The Minister or any person authorized by him may at any time enter upon the lands described in the lease and examine all books, records and papers used or kept in connection with the operations of the lessee on the lands. O. Reg. 10/57, s. 20.

# GENERAL

23.—(1) If default is made,

(a) in the performance or observance of the terms and conditions of a licence, or of the Act or this Regulation respecting the licence; or

(b) by a lessee in payment of rent or royalties, or both, or of the Act or this Regulation respecting his lease,

and the default is not remedied within thirty days after notice has been delivered or sent by registered mail to the holder of the licence or the lessee, as the case may be, at his last-known address recorded with the Department, setting forth the default and calling upon him to remedy the default, the Minister may forthwith,

(c) in the case of a licence, cancel the licence; or

(d) in the case of a lease, declare the lease forfeit and void.

(2) Where a lease is issued for the area in a licence, the licence is thereupon terminated. O. Reg. 10/57, s. 21.

24. The licensee or lessee, as the case may be, shall comply with the objectives for Boundary Waters Quality Control established by the International Joint Commission and approved by the Governments of Canada and the United States of America. O. Reg. 10/57, s. 22.

25. The licensee or lessee, as the case may be, shall carry out all drilling and exploratory work in accordance with *The Energy Act*, *The Beds of Navigable Waters Act*, *The Navigable Waters Protection Act* (Canada), *The Lakes and Rivers Improvement Act* and all regulations made under those Acts. O. Reg. 10/57, s. 23.

26. A lease or licence or any interest therein shall not be transferred or assigned without the consent in writing of the Minister or Deputy Minister. O. Reg. 10/57, s. 24.

27.—(1) A licensee or lessee may, on thirty days prior notice, surrender any part of the lands contained in a licence or a lease if the part being retained complies with section 2 or section 21, as the case may be.

(2) Where a surrender has been made under subsection 1, the annual fee, expenditure or rent for the year in which the surrender is made shall be based on the area in the licence or lease at the commencement of that year, but the annual fee, expenditure or rent for ensuing years shall be based on the area being retained. O. Reg. 10/57, s. 25.

28. A licensee or lessee, as the case may be, shall not in any way interfere with navigation or with the use of any docks or wharves existing on the 22nd day of January, 1957, or that are thereafter constructed upon or built out from the shoreline into the waters covering any of the lands described in a licence or lease, or with the right of access by water of the riparian owner. O. Reg. 10/57, s. 26.

29. A licensee or lessee shall do no damage to or interfere with the fishing or nets or appliances used for fishing purposes in the waters over the lands described in the licence or lease by discharging salt water, oil or any other deleterious substance into the waters or by doing any other act, and shall comply with all directions of the Minister or his agent with respect to the disposal of any such substance. O. Reg. 10/57, s. 27.

**Form 1***The Mining Act***EXPLORATORY LICENCE OF OCCUPATION  
NO.**

Under *The Mining Act* and the regulations, and subject to the limitations thereof, this licence of occupation is issued to.....

of.....

to enter upon and explore for natural gas and petroleum on the area specified in the Schedule upon the following terms and conditions:

1. Payment of an annual fee of.....  
on or before.....in each year.

2. This licence is for a term of three years commencing.....

3. The licensee shall expend,

(a) during the first year of the term of the licence, a sum averaging \$500 a square mile or fraction thereof; and

(b) during each of the second and third years of the term of the licence, a sum averaging \$1,000 a square mile or fraction thereof.

4. This licence, or any interest therein, shall not be transferred or assigned without the consent in writing of the Minister or Deputy Minister.

.....  
Minister of Mines

Toronto,....., 19 .....

O. Reg. 10/57, Form 1.

**Form 2***The Mining Act*

This Indenture made the.....day of.....,  
one thousand nine hundred and....., in pursuance  
of *The Short Forms of Leases Act*

BETWEEN:

HER MAJESTY THE QUEEN in right  
of Ontario, as represented by the Minister  
of Mines,

hereinafter called the lessor  
of the First Part

—and—

hereinafter called the lessee  
of the Second Part

WITNESSETH that under section 46 of *The Mining Act* and the regulations, and subject to the provisions thereof, and in consideration of the rents, royalties, covenants and agreements hereinafter reserved and contained on the part of the lessee, the lessor doth demise and lease unto the lessee all that

parcel or tract of land lying and being.....

containing.....acres, more or less.

TO HAVE AND TO HOLD the said demised premises for the purpose of exploring for and producing natural gas, petroleum and petroleum products for and during the term of twenty-one years to be computed from the.....day of....., one thousand

nine hundred and....., and thenceforth next ensuing and fully to be complete and ended.

YIELDING AND PAYING therefor yearly and every year the rent or sum of.....payable on the following days and times, that is to say, on the

.....day of.....in each year of the said term, the first of such payments to become due and be made on or before the.....day of.....

ALSO YIELDING AND PAYING therefor yearly and every year during the said term royalties as follows:

(a) on all natural gas produced, 3 cents per 1,000 cubic feet or 8 per cent of the prevailing field price for natural gas, whichever is the greater; and

(b) on all petroleum and petroleum products, 10 per cent of the actual value at the well-head,

but no royalty shall be payable on natural gas, petroleum or petroleum products used on the premises for drilling or exploration purposes,

such payment to be made on or before the.....day of.....in each year.

THE LESSEE shall on or before the.....day

of.....in each year submit to the lessor a sworn statement showing the quantity of natural gas obtained or saved and the prevailing field price thereof, and the quantity and actual value at the well-head of all petroleum and petroleum products obtained or saved from the herein described lands during the twelve-month period ending thirty days preceding the said date.

THE SAID LESSEE covenants with the said lessor to pay rent and royalties.

AND TO PAY taxes including local improvements.

AND THAT THE SAID LESSOR may enter and view state of repair; and that the said lessee will repair according to notice in writing, reasonable wear and tear and damage by fire, lightning and tempest only excepted.

AND THAT he will leave the premises in good repair, reasonable wear and tear and damage by fire, lightning and tempest only excepted.

PROVIDED that, at the expiration of the lease, or where the lease is forfeited, the provisions of section 70 of *The Mining Act* shall apply *mutatis mutandis*.

PROVISO for re-entry by the said lessor on non-performance of covenants.

RESERVING the free use, passage and enjoyment of, in, over and upon all navigable waters which shall or may be found on or under or be flowing through or upon any part of the said parcel or tract of land hereby demised.

RESERVING FURTHER such use of the land hereby demised for such works as may be necessary for the development of water power and the development, transmission and distribution of electrical power and

the transmission of natural gas, petroleum and petroleum products, including the construction, maintenance and operation of roads, railroads, transmission lines and stations, flumes, pipe lines, dams, power houses and other works and structures without any liability.

RESERVING ALSO all trees standing or being on the herein described lands, together with the right to enter upon the herein described lands to remove the timber, as provided by section 107 of *The Mining Act*.

RESERVING ALSO 10 per cent of the acreage herein described for roads and the right to lay out roads where the Crown or its officers deems necessary.

PROVIDED that where the lessor is satisfied before the expiry of this lease that the productive life of the lands herein described is longer than the term hereof, this lease may be renewed for successive periods of not more than twenty-one years and each and every renewal shall date from the day after the expiration of this lease or the last renewal thereof, if application therefor is made to the Minister of Mines within ninety days of the expiration of this lease or the last renewal thereof, or within such further period as the Minister of Mines in the circumstances deems proper.

PROVIDED that all drilling and other exploratory work on the herein described lands shall be carried out in accordance with the provisions of *The Energy Act*, *The Beds of Navigable Waters Act*, the *Navigable Waters Protection Act* (Canada), *The Lakes and Rivers Improvement Act* and all regulations made under those Acts.

PROVIDED that, in default of compliance with any of the terms, requirements, provisions and conditions herein contained, or of payment of the rent or royalties as aforesaid during the said terms, the lease shall be held to have ceased, ended and determined, and all the right, title, or claim of the said lessee under the lease shall revert to and become the property of and be vested in the lessor anything herein contained notwithstanding.

PROVIDED that this lease and the terms hereby created shall not be transferred or assigned without the written consent of the Minister of Mines or Deputy Minister of Mines.

PROVIDED that the lessee subject to the approval of the lessor shall have the right to erect such structures and lay pipe lines under the waters of Lake Erie within the herein described limits as are necessary to carry out the operations of exploring, drilling for, producing, collecting, storing, removing and transmitting natural gas, petroleum and petroleum products.

PROVIDED that the lessee shall not in any way interfere with navigation or with the use of any docks or wharves now existing or which may be hereafter constructed upon or built out from the shoreline into the waters covering any part of the lands herein described or with the right of access to water by the riparian proprietor.

PROVIDED that the lessee shall not do damage to or interfere with the fishing or nets or appliances used for fishing purposes in the waters over the herein

described lands by discharging salt water, oil or any other deleterious substance into the said waters or by the doing of any other act, and shall comply with all directions of the Minister of Mines or his agent with respect to the disposal of any such substance.

PROVIDED that no petroleum, petroleum products or natural gas obtained or saved from the herein described lands shall be conveyed outside of Ontario.

PROVIDED that the books, accounts and records of the lessee having references to the operations of the herein described lands and the plant and machinery in connection therewith shall at all times be open to inspection by the Minister of Mines or his authorized agent.

PROVIDED that the lessee shall comply with the objectives for Boundary Waters Quality Control established by the International Joint Commission and approved by the Governments of Canada and the United States of America.

PROVIDED that the right to remove, and to allow the removal of, sand and gravel and other mines and minerals, excepting natural gas, petroleum and petroleum products, from the herein described lands, and to grant such parts of the said lands for water lots, wharves and such other purposes as may be deemed necessary, is specifically reserved to the Crown.

THE SAID LESSEE covenants with the said lessor to comply with section 106 of *The Mining Act*.

PROVIDED that the terms and conditions hereof shall not be construed as conveying any right or interest to the mines and minerals other than natural gas and petroleum and shall not limit the staking or acquiring of other mines and minerals under *The Mining Act*.

WHERE the word "Lessee" occurs in this indenture, it shall include the heirs, executors, administrators, successors and assigns of the lessee.

IN WITNESS WHEREOF the said parties have hereunto set their hands and seals.

SIGNED, SEALED AND  
DELIVERED

In the presence of

.....  
Minister of Mines.



## Regulation 441

### under The Mining Act

#### FORMS

##### MINER'S LICENCES

#### 1.—(1) An application for a miner's licence,

(a) by a person other than a company, shall be in Form 1; and

(b) by a company, shall be in Form 2.

#### (2) A miner's licence,

(a) for a person other than a company, shall be in Form 3; and

(b) for a company, shall be in Form 4. O. Reg. 87/55, s. 1.

#### 2.—(1) An application for renewal of a miner's licence in Form 3 or 4 shall be in Form 5 or 6, respectively.

(2) A renewal of a miner's licence under subsection 1 of section 27 of the Act,

(a) for a person other than a company, shall be in Form 7; and

(b) for a company, shall be in Form 8. O. Reg. 87/55, s. 2.

3. A renewal of the licence of a person who has held a miner's licence continuously for twenty-five years or more under subsection 5 of section 27 of the Act shall be in Form 9. O. Reg. 111/51, s. 3.

##### APPLICATION TO RECORD A MINING CLAIM

4. An application under subsection 1 of section 59 of the Act shall be in Form 10. O. Reg. 111/51, s. 4.

##### DISPUTE OF RECORDED CLAIM

5.—(1) A dispute under subsection 1 of section 64 of the Act shall be in Form 11.

(2) An affidavit under subsection 1 of section 64 of the Act shall be in Form 12. O. Reg. 111/51, s. 5.

##### CERTIFICATE OF RECORD

6. A certificate of record shall be in Form 13. O. Reg. 111/51, s. 6.

##### TRANSFER OF UNPATENTED MINING CLAIM

7. A transfer of an unpatented mining claim or any interest therein shall be in Form 14. O. Reg. 111/51, s. 7.

##### AFFIDAVIT OF SUBSCRIBING WITNESS

8. An affidavit under section 78 of the Act shall be in Form 15. O. Reg. 111/51, s. 8.

##### CERTIFICATE OF INTEREST IN AN UNPATENTED MINING CLAIM

9. A certificate under subsection 2 of section 82 of the Act shall be in Form 16. O. Reg. 111/51, s. 9.

##### REPORT OF WORK

10.—(1) A report under subsection 3 of section 83 of the Act shall,

(a) where the work done is a geophysical survey, geological survey or land survey, be in Form 17;

(b) where the work done is work other than a geophysical survey, geological survey or land survey, be in Form 18. O. Reg. 114/57, s. 1.

(2) A certificate under subsection 3 of section 83 shall be in Form 19. O. Reg. 111/51, s. 10 (2); O. Reg. 87/55, s. 3.

##### CERTIFICATE OF PERFORMANCE OF WORK

11. A certificate under subsection 4 of section 83 of the Act shall be in Form 20. O. Reg. 111/51, s. 11.

##### PERMITS FOR BORING OTHER THAN BY CORE DRILL

12.—(1) An application for a permit under subsection 6 of section 84 of the Act shall be in Form 21.

(2) A permit for boring by other than core drill shall be in Form 22. O. Reg. 87/55, s. 4.

##### NOTICE OF ABANDONMENT

13. A notice under subsection 1 of section 89 of the Act shall be made in Form 23 in duplicate. O. Reg. 111/51, s. 13.

##### APPLICATION FOR PATENT OR LEASE

14. An application for a patent or lease shall be in Form 24. O. Reg. 111/51, s. 14.

##### BORING PERMIT

15.—(1) A boring permit under subsection 1 of section 113 of the Act shall be in Form 25.

(2) An application under clause b of subsection 1 of section 113 of the Act shall be in Form 26.

(3) An affidavit verifying the application shall be in Form 27.

(4) A transfer under subsection 6 of section 113 of the Act shall be in Form 28. O. Reg. 111/51, s. 15.

##### QUARRY PERMITS

16.—(1) An application for a quarry permit shall be in Form 29.

(2) A quarry permit shall be in Form 30.

(3) A return under section 122 of the Act shall be in Form 31. O. Reg. 111/51, s. 16.

##### NOTICE OF APPEAL

17. A notice under subsection 3 of section 140 of the Act shall be in Form 32. O. Reg. 111/51, s. 17.

##### NOTICE OF LIABILITY

18. A notice of liability to taxation and forfeiture under section 667 of the Act shall be in Form 33. O. Reg. 87/55, s. 5.



CERTIFICATE OF FORFEITURE

19. A certificate of forfeiture under subsection 3 of section 671 of the Act shall be in Form 34. O. Reg. 87/55, s. 5.

MEDICAL CERTIFICATES

- 20.—(1) An initial certificate issued under subsection 6 of section 167 of the Act shall be in Form 35.
- (2) A miner's certificate issued under subsection 8 of section 167 of the Act shall be in Form 36. *New.*

Form 1

*The Mining Act*

APPLICATION FOR MINER'S LICENCE

(Individual)

I, 

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

(print family or last name)

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

(print given names in full)

of .....

(street and number, or post office box number)

.....

(city, town, village or township, and province or state)

apply under *The Mining Act* for a miner's licence and in support thereof make the following statements:

1. I am ..... years of age.
2. I am not the holder of a miner's licence.

.....

(signature of applicant)

Dated....., 19....

O. Reg. 87/55, s. 1.

Form 2

*The Mining Act*

APPLICATION FOR MINER'S LICENCE  
BY A COMPANY

Application is made under *The Mining Act* for a miner's licence and the following statements of facts are made in support thereof:

Name of Company.....

Address of Head Office.....

Name and address of President.....

.....

Name and address of Secretary.....

.....

Place of incorporation.....

Capitalization.....

.....

(official signature of applicant)

.....

(signature of official and office held)

Dated....., 19....

O. Reg. 87/55, s. 1.

Form 3

*The Mining Act*

MINER'S LICENCE

Letter and  
No.....

(Individual)

Under *The Mining Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....

of.....

This licence is not valid unless signed by licensee.

This licence expires on the 31st day of March next following the date hereof.

.....

(place and date of issue)

.....

(signature of licensee)

.....

(signature)

O. Reg. 87/55, s. 1.

Form 4

*The Mining Act*

MINER'S LICENCE

Letter and  
No.....

(Company)

Under *The Mining Act* and the regulations, and subject to the limitations thereof, this licence is issued

to.....

of.....

This licence is not valid unless signed by the president or secretary of the licensee.

This licence expires on the 31st day of March next following the date hereof.

Toronto, ....., 19....

.....

(signature)

.....

(signature of president or secretary of licensee)

O. Reg. 87/55, s. 1.

Date.....

**Form 5***The Mining Act*

## APPLICATION FOR RENEWAL OF MINER'S LICENCE

(Individual)

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

(print family or last name)

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

(print given names in full)

.....  
(street and number or post office box number).....  
(city, town, village or township, and province or state)

apply for renewal of miner's licence No.....

.....  
(signature of licensee)

O. Reg. 114/57, s. 2.

**Form 6***The Mining Act*

## APPLICATION FOR RENEWAL OF MINER'S LICENCE

(Company)

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

(name of company)

.....  
(address of head office)

applies for renewal of miner's licence No.....

Dated....., 19....

.....  
(signature of president or secretary of licensee)

O. Reg. 87/55, s. 1.

**Form 7***The Mining Act*

## RENEWAL OF MINER'S LICENCE

Letter and  
Number.....

(Individual)

Under *The Mining Act* and the regulations, and subject to the limitations thereof, this renewal of miner's licence No.....dated.....

....., 19.... is issued to.....

This licence is not valid unless signed by licensee.

This renewal expires on the 31st day of March next following the date hereof.

Dated....., 19....

.....  
(signature).....  
(signature of licensee)

O. Reg. 87/55, s. 1.

**Form 8***The Mining Act*

## RENEWAL OF MINER'S LICENCE

Letter and

No.....

(Company)

Under *The Mining Act* and the regulations, and subject to the limitations thereof, this renewal of miner's licence No.....is issued to.....

..... of.....

This licence is not valid unless signed by president or secretary of licensee.

This renewal expires on the 31st day of March next following the date hereof.

Dated at....., 19....

.....  
(signature).....  
(signature of president or secretary of licensee)

O. Reg. 87/55, s. 1.

**Form 9***The Mining Act*

## RENEWAL OF MINER'S LICENCE BY MINISTER

Letter and  
No.....

Under *The Mining Act* and the regulations, and subject to the limitations thereof, this renewal of miner's licence No.....dated the.....

....., 19.... is issued to.....

of.....

without payment of fee, by reason of his having held a miner's licence continuously for twenty-five years or more.

This licence is not valid unless signed by the licensee.

This renewal expires on the 31st day of March next following the date hereof.

(signature of licensee)

Minister of Mines

O. Reg. 87/55, s. 6.

Form 10

The Mining Act

APPLICATION TO RECORD THE STAKING  
OUT OF A MINING CLAIM

To the Recorder of.....Mining Division:

1. I,.....  
(given name) (surname) please print

.....  
(address of applicant in full)

holder of miner's licence No....., issued the  
..... day of....., 19...., which  
miner's licence or renewal thereof for the current  
year is exhibited herewith or attached hereto,  
hereby make application to record the staking out

of a mining claim, containing.....acres, or  
thereabouts, composed of the lands shown on the  
sketch or plan annexed hereto, or shown hereunder,  
and more particularly described as follows:

.....  
(description of locality of claim)

.....  
(Sketch or plan of claim may  
be shown in this space.)  
Show railroads, roads, ad-  
joining claims, hydro-lines,  
and water when applicable.

2. Strike out the following if not true:

This mining claim is numbered  and I  
have affixed the proper tags at the proper corners.

3. I staked out the claim on the.....day of.....,  
19....., at the hour of.....a.m. o'clock.  
p.m.

Dated at.....

this.....  
(signature of applicant)

day of....., 19.....

Service for non-resident may be made upon.....

.....

whose residence and post office address is.....

.....

O. Reg. 62/59, s. 1.

Form 11

The Mining Act

DISPUTE AGAINST A RECORDED CLAIM

To the Recorder of.....Mining Division:

I,.....  
of....., the  
(address)

holder of miner's licence No.....allege that

Mining Claim No....., recorded in the

name of.....

is illegal or invalid in whole or in part because

.....

.....  
(state fully how and why claim is illegal  
or invalid)

.....

If the disputant or the licensee in whose behalf  
he is acting claims to be entitled to be recorded for  
or to be entitled to any right or interest in the  
lands or mining rights, or any part thereof com-  
prised in the disputed claim, give statement of

particulars. ....

.....

Address for service. ....  
(see note)

.....

Dated at.....this..... day of....., 19....

.....  
(signature)

NOTE: Section 64 (3) of the Act reads as follows:

(3) The dispute shall contain or have en-  
dorsed upon it an address in Ontario at which  
the disputant may be served with any notice or  
document relating to the dispute, and any such  
notice or document is sufficiently served upon  
the disputant if it is left with a grown-up person  
at such address or, where no such person can  
there be found, if sent by registered mail  
addressed to the disputant at such address.

O. Reg. 111/51, Form 6.

Form 12

The Mining Act

AFFIDAVIT VERIFYING DISPUTE

County or District } I,.....,  
of } of the.....of.....  
} in the.....of.....,  
} make oath and say:

1. I am the holder of miner's licence No.....

2. I signed the annexed dispute on the.....day  
of....., 19....

3. I have personal knowledge of the matters men-  
tioned in the dispute, and that the statements con-  
tained therein are true.

Sworn before me.....  
at.....in the  
.....of.....  
this..... day of.....  
19....  
(signature of licensee)

Mining Recorder or  
Commissioner.

O. Reg. 111/51, Form 7.

**Form 13**

*The Mining Act*

No. .... Fee \$1.00

**CERTIFICATE OF RECORD**

Under *The Mining Act* and the regulations, and subject to the limitations thereof, this certificate of record is issued to .....

the holder of miner's licence No. .... in respect of Mining Claim No. .... containing ..... acres more or less.

Dated at ..... this ..... day of ..... 19 .....

Recorder of .... Mining Division  
O. Reg. 111/51, Form 8.

**Form 14**

*The Mining Act*

**TRANSFER OF AN UNPATENTED MINING CLAIM**

I, ..... the recorded holder of ..... interest in Mining (specify interest held)

Claim No. .... as transferor in consideration of ..... dollars or other valuable consideration paid to me to transfer. .... (specify interest transferred)

interest in Mining Claim No. .... (township or area)

to ..... (address)

the holder of miner's licence No. .... as transferee.

Dated at ..... this ..... day of ..... 19 .....  
(Signature of transferor)  
Licence No. ....

Witness

When transferee is not a resident of Ontario,

Name

Residence in Ontario and

Post office address...

of person upon whom service may be made.

O. Reg. 114/57, s. 5.

**Form 15**

*The Mining Act*

**AFFIDAVIT OF SUBSCRIBING WITNESS**

County of ..... I, ..... of the ..... of ..... in the ..... of ..... make oath and say:

1. That I was personally present and did see the attached instrument signed and executed by ..... one of the parties thereto.

2. That the attached instrument was executed at .....

3. That I know the said party.

4. That I am a subscribing witness to the attached instrument.

Sworn before me at ..... in the ..... of ..... this ..... day of ..... 19 ..... (signature)

Mining Recorder  
or Commissioner

O. Reg. 111/51, Form 10.

**Form 16**

*The Mining Act*

**CERTIFICATE OF INTEREST**

I certify that in a proceeding commenced by ..... (name)

of ..... (address)

an interest is called in question in Mining Claim No. .... recorded in the office of the Recorder for the ..... Mining Division in the name of .....

The nature of the proceeding is .....

Dated at ..... this ..... day of ..... 19 .....

Mining Commissioner or

Recorder of ..... Mining Division

O. Reg. 111/51, Form 11.



Form 17

The Mining Act

REPORT OF WORK

To the Recorder of.....Mining Division:

I,.....  
(name of recorded holder)

.....  
(post office address)

the recorded holder of Mining Claim No.....hereby  
report the performance of.....days (geophysical)  
(geological) work not before reported, to be applied to  
this claim.

I am the recorded holder under Mining Licence  
No.....

The work is as follows:

Geophysical Survey

Type of instrument used.....

Names and addresses of men employed and the dates  
on which each worked are:

.....  
.....  
.....  
.....

Total number of days.....

Geological Survey

Names and addresses of men employed and the dates  
on which each worked are:

.....  
.....  
.....  
.....

Total number of days.....

The reports and maps in duplicate are being forwarded  
to Department of Mines, Toronto ☐ Are enclosed  
herewith ☐

Land Survey

Name and address of surveyor who completed the  
survey:

.....  
.....  
.....  
.....

Total number of days.....

Dated.....

.....  
(signature of recorded holder or agent)

Form 18

The Mining Act

REPORT OF WORK

To the Recorder at.....Mining Division

I,.....  
(name of recorded holder)

.....  
(post office address)

the recorded holder of Mining Claim No.....  
hereby report the performance of.....days work  
not before reported, to be applied to this claim.

This mining claim is one of a group of contiguous claims  
numbered.....

.....  
.....

of which I am the recorded holder under Mining  
Licence No.....and the work was performed on  
mining claim(s).....and is to be applied in  
respect of mining claim(s).....

The work is as follows:

*Stripping or opening up mines, sinking shafts or other  
actual mining operations*

The names and addresses of the men who performed  
the work and the dates upon which each man worked  
in its performances are: (If more space is required,  
attach list.)

.....  
.....  
.....  
.....  
.....  
.....  
.....

Total number of days.....

Diamond or other Core Drilling

Footage drilled.....

Diameter of core..... Names and addresses  
of owner and operator of drill.....

.....

Dates upon which drilling was done.....

(Signed Core Log and sketch in duplicate by Core  
Examiner accompanies this report.)

Total number of days.....



Distance of drill site from nearest core drill hole.....  
feet.

Attached hereto is log of nearest core drill hole.

Dated at.....the.....day of....., 19...

.....  
(signature of licensee)

O. Reg. 87/55, s. 4.

**Form 22**

*The Mining Act*

**PERMIT FOR BORING  
BY OTHER THAN CORE DRILL**

Under *The Mining Act* and the regulations, and  
subject to the limitations thereof, this permit is issued

to.....

the holder of miner's licence No.....

authorizing the performance of.....days  
work consisting of drilling by other than core drill on

mining claims numbered.....

.....

.....

situate in.....

Dated at Toronto this.....day of....., 19...

.....  
Minister of Mines

O. Reg. 87/55, s. 4.

**Form 23**

*The Mining Act*

**NOTICE OF ABANDONMENT**

To the Recorder of.....Mining Division:

I,.....  
(name)

of.....  
(address)

.....

the holder of miner's licence No.....give

notice that I have abandoned Mining Claim No.....

situate in.....

Dated at.....this.....day of....., 19...

.....  
(recorded holder)

.....  
(witness)

O. Reg. 111/51, Form 17.

**Form 24**

*The Mining Act*

**APPLICATION FOR PATENT OR LEASE**

To the Recorder of.....Mining Division:

I,.....  
(name)

of.....  
(address)

.....

the recorded holder of an interest in Mining Claim

No.....apply for the issue of.....  
(patent or lease)

thereof.

Accompanying this application is,

(a) Certificate of Record;

(b) Certificate of Performance of Work; and

(c) .....dollars in payment  
of the purchase price, or rental for the first  
year.

The names, addresses and occupations of the  
recorded holders of the claim are as follows:

Surname	Given Names	Address	Occu- pation	Interest Held
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....

Dated at.....this.....day of....., 19...

.....  
(signature of applicant)

O. Reg. 111/51, Form 18.

**Form 25**

*The Mining Act*

**BORING PERMIT**

No..... Fee \$100.00

Under *The Mining Act* and the regulations, and  
subject to the limitations thereof, this boring permit

is granted to.....

.....

the holder of miner's licence No.....to  
prospect for petroleum, natural gas, coal or salt upon  
the area of land shown on the sketch or plan attached  
hereto for a period of one year from the date of issue  
hereof.

Dated at Toronto this.....day of....., 19...

.....  
Minister of Mines

O. Reg. 111/51, Form 19.

Form 26

The Mining Act

APPLICATION FOR BORING PERMIT

To the Recorder of .....Mining Division:

I, .....  
(name)  
.....  
(address)

the holder of miner's licence No. ....  
attached hereto, apply for a boring permit to prospect  
for petroleum, natural gas, coal or salt upon the area  
of land shown on the attached sketch or plan, and  
described as follows:

.....  
.....  
containing.....acres more or less.  
Address for service of non-resident.....  
Service may be made upon.....  
whose residence and post office address is.....  
.....  
Dated at.....this.....day of....., 19....

.....  
(signature of applicant)  
O. Reg. 111/51, Form 20.

Form 27

The Mining Act

AFFIDAVIT TO ACCOMPANY APPLICATION  
FOR BORING PERMIT

County of..... { I,.....  
of the..... of  
.....in the  
.....of.....  
make oath and say:

1. That on the.....day of....., 19....  
I staked out the area of land described in the applica-  
tion annexed hereto.
2. That the distances given in the application and  
sketch or plan are as accurate as they could reasonably  
be ascertained and that all other statements and par-  
ticulars set forth and shown in the application and  
sketch or plan are true and correct.
3. That at the time of staking there was nothing  
upon the lands to indicate they were not open to be  
staked out for the purposes of the application and I  
verily believe that they were so open.

4. That there are upon the lands so staked no  
buildings, clearing or improvements for farming or  
other purposes, except as follows:

.....  
and indicated on the sketch annexed hereto.  
Sworn before me at.....  
in the.....of.....  
this.....day of.....signature  
19....  
Mining Recorder or Commissioner

O. Reg. 111/51, Form 21.

Form 28

The Mining Act

TRANSFER OF A BORING PERMIT

I,.....the holder  
of Boring Permit No.....as transferor in  
consideration of.....dollars  
or other valuable consideration paid to me transfer all  
my rights in Boring Permit No.....or the  
land included therein to.....  
the holder of miner's licence No.....  
as transferee.  
Dated at.....this.....day of....., 19....  
.....  
(signature of transferor)

.....  
(witness)  
O. Reg. 111/51, Form 22.

Form 29

The Mining Act

APPLICATION FOR QUARRY PERMIT

I,.....  
(name)  
.....  
(address)  
make application for a quarry permit to take or remove  
.....from  
(state nature of material)  
the Crown lands, described as follows:

.....  
The operations for removal of the.....  
state material  
are to commence not later than.....  
The amount of material to be taken or removed  
will not exceed.....cubic yards or  
(number)  
tons during the term of this permit.



The distance from the nearest road or railroad is  
.....

There are no buildings or improvements upon the  
lands other than the following:.....

.....

Distance to the nearest building or improvements  
is.....feet.

Dated at.....the.....day of....., 19.....

.....  
(applicant)

O. Reg. 111/51, Form 23.

**Form 30**  
*The Mining Act*  
**QUARRY PERMIT**

No..... Fee \$...

Under *The Mining Act* and the regulations, and  
subject to the limitations thereof, this quarry permit  
is issued to.....  
(name)

.....  
(address)

to take or remove from the lands described as follows:  
.....

not more than.....of  
(amount) (yards or tons)

.....  
(specify nature of material)

upon the condition that the permittee on or before the  
10th day of each month shall pay to the Treasurer of  
Ontario a sum of.....for every cubic  
yard or ton of.....removed therefrom.  
(state material)

This permit expires on the 31st day of March, 19...

Dated at.....the.....day of....., 19.....

.....  
(signature)

O. Reg. 111/51, Form 24.

**Form 31**  
*The Mining Act*

Return of.....taken or  
(state nature of material)

removed under Quarry Permit No. ....

Date of taking or removing	Quantity in Cubic Yards or Tons	Royalty Rate	Amount of Royalty	Destina-tion

I certify that this return is a complete record of all  
.....taken or removed during  
(state nature of material)

....., 19....  
(month)

Dated the.....day of....., 19....

.....  
(permittee)

O. Reg. 111/51, Form 25.

**Form 32**  
*The Mining Act*  
**NOTICE OF APPEAL**

In the matter of *The Mining Act* before the Mining  
Commissioner:

In the matter of Mining Claim No.....

Take notice that I,.....,  
of.....,  
the holder of Miner's Licence No.....,  
hereby appeal to the Mining Commissioner from  
the decision of, or the act or thing, whether minis-  
terial or judicial, done or refused or neglected  
to be done by the Recorder of the.....  
Mining Division on the.....day of....., 19...,  
in or by which he.....  
.....  
(state briefly what is appealed against)

The reasons for appeal are.....  
.....  
.....  
Address for service.....  
(see note)  
.....  
.....  
Dated at....., this.....day of....., 19....  
(signature)  
To the Recorder of.....Mining Division  
and to.....  
(names of parties adversely interested)

NOTE: Subsection 4 of section 138 of the Act reads as follows:

(4) The notice of appeal shall contain or have endorsed upon it an address in Ontario at which the appellant may be served with any notice or document relating to the appeal, and any such notice or document is sufficiently served upon the appellant if it is left with a grown-up person at such address or, where no such person can there be found, if sent by registered letter addressed to the appellant at such address.

O. Reg. 111/51, Form 26.

Form 33

The Mining Act

NOTICE OF LIABILITY TO TAXATION AND FORFEITURE

To.....  
(the proper registrar of deeds, or master of titles)  
at.....

Under section 667 of *The Mining Act* I hereby give notice of liability to taxation in respect of the lands or mining rights described in Schedule A hereto, and that arrears of tax for two years or more may result in forfeiture to the Crown of the lands or mining rights so described.

Dated at Toronto, this.....day of....., 19....  
Deputy Minister of Mines

SCHEDULE A

1. ....
2. ....
- O. Reg. 87/55, s. 4 (39)

Form 34

The Mining Act

CERTIFICATE OF FORFEITURE

This is to certify that under subsection 3 of section 671 of *The Mining Act*, and subject to the limitations thereof, the lands or mining rights described in the

Schedule appended hereto, and every interest therein, are declared forfeited to and vested in the Crown in right of Ontario.

Saving, and excepting and reserving from forfeiture any part of the lands or mining rights occupied by the right of way of any railroad, or transmission line, or by a highway or road.

In witness whereof I have hereunto set my hand this ... day of ....., 19 ...

Witness:  
  
.....  
Minister of Mines

O. Reg. 87/55, s. 4 (40).

Form 35

The Mining Act

INITIAL CERTIFICATE

Serial No. .... Date .....

Name .....

Address.....

Nationality .....

Married .....Single .....Age.....

Signature of Holder.....

PERSONAL PHOTOGRAPH

(Full Face View)

THE WORKMEN'S COMPENSATION BOARD  
ONTARIO

This certifies that I have examined.....

.....  
whose photograph is attached hereto, and have found him free from diseases of the respiratory organs and otherwise fit for employment in a dust-exposure occupation.

(signature of medical officer)

To be re-examined	Date of re-examination	Signature of Medical Officer
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....

The Medical Officer will indicate in col. 1 (above) the date before which holder should appear for re-examination.

THE WORKMEN'S COMPENSATION BOARD  
ONTARIO

This certifies that I have re-examined.....  
.....  
whose photograph and record of employment are  
attached hereto, and have found him free from diseases  
of the respiratory organs and fit for employment in a  
dust-exposure occupation, and do hereby endorse this  
certificate.  
  
.....  
(signature of medical officer)

RECORD OF EMPLOYMENT OF ABOVE WORKMAN

Mine	Occu- pation	Dates of occupations and signature of timekeeper
		From.....To..... .....
		From.....To..... .....
		From.....To..... .....
		From.....To..... .....
		From.....To..... .....
		From.....To..... .....

C.R.O. 1950, Reg. 468, Form 39.

Form 36  
*The Mining Act*  
MINER'S CERTIFICATE

Serial No.....Date.....  
Name.....  
Address.....  
Nationality.....  
Married.....Single.....Age.....  
Signature of Holder.....

PERSONAL PHOTOGRAPH  
(Full Face View)

THE WORKMEN'S COMPENSATION BOARD  
ONTARIO

This certifies that I have examined.....  
.....  
whose photograph is attached hereto, and have found  
him free from tuberculosis of the respiratory organs.  
  
.....  
(signature of medical officer)

To be re- examined	Renewed from	Signature of Medical Officer

The Medical Officer will indicate in col. 1 (above)  
date before which holder should appear for re-examina-  
tion.  
C.R.O. 1950, Reg. 468, Form 40.

## Regulation 442

under The Mining Act

### LANDS WITHDRAWN FROM PROSPECTING

1. The lands described in the schedules are withdrawn from prospecting and staking out and from sale or lease. O. Reg. 136/57, s. 1.

#### Schedule 1

All that part of the geographic Township of Teefy, in the Territorial District of Cochrane, lying east of the easterly bank of the Lower Abitibi River. O. Reg. 136/57, Sched. 1.

#### Schedule 2

In the geographic Township of Leitch in the Territorial District of Cochrane and being lots 1, 2, 3, 4, 5 and 6 in Concession I of the said township. O. Reg. 136/57, Sched. 2.

### Schedule 3

All that part of the Territorial District of Cochrane more particularly described as being a strip of land sixty miles in width, being thirty miles measured perpendicularly on each side of the centre line of the main track of the Ontario Northland Railway and measured northerly along said centre line from the southerly limits of the geographic townships of Bradley, Harmon, Cockshutt, Traill, Parliament, Kineras and Harewood and the easterly production of the southerly limit of the geographic Township of Harewood, to the most northern extremity of the centre line of the main track of the Ontario Northland Railway, saving and excepting thereout and therefrom Indian Reservation No. 68 and the lands described in Ontario Regulations 96/48 and 43/50. O. Reg. 9/59, s. 1.



## Regulation 443

### under The Mining Act

#### MINING DIVISIONS

1. Ontario is divided into Mining Divisions as follows:

1. Eastern Ontario Mining Division as described in Schedule 1.
2. Fort Frances Mining Division as described in Schedule 2.
3. Kenora Mining Division as described in Schedule 3.
4. Kowkash Mining Division as described in Schedule 4.
5. Larder Lake Mining Division as described in Schedule 5.
6. Montreal River Mining Division as described in Schedule 6.
7. Parry Sound Mining Division as described in Schedule 7.
8. Patricia Mining Division as described in Schedule 8.
9. Porcupine Mining Division as described in Schedule 9.
10. Port Arthur Mining Division as described in Schedule 10.
11. Red Lake Mining Division as described in Schedule 11.
12. Sault Ste. Marie Mining Division as described in Schedule 12.
13. Sudbury Mining Division as described in Schedule 13.
14. Timiskaming Mining Division as described in Schedule 14. O. Reg. 24/56, s. 1.

#### INTERPRETATION

2. In the schedules, "township", when used with reference to a township in a territorial district, means geographic township. O. Reg. 24/56, s. 2.

#### Schedule 1

##### EASTERN ONTARIO MINING DIVISION

Beginning at a point on the interprovincial boundary between Quebec and Ontario, where it is intersected by the easterly production of the northerly boundary of the Township of Alice and Fraser of the County of Renfrew; thence westerly along that production and the northerly boundary of the Township of Alice and Fraser to the northwest angle thereof; thence southerly along the easterly boundary of the Township of Master in the Territorial District of Nipissing to the southeast angle thereof; thence westerly along the southerly boundaries of the townships of Master and Guthrie to the northeast angle of the Township of Dickens; thence southerly along

the easterly boundary of that township to the southeast angle thereof; thence westerly along the southerly boundary of that township to the northeast angle of the Township of Lyell; thence southerly along the easterly boundary of that township to the southeast angle thereof; thence westerly along the southerly boundaries of the townships of Lyell and Sabine to the southwest angle of the last-mentioned township; thence northerly along the westerly boundaries of the townships of Sabine and Airy to the northwest angle of the last-mentioned township; thence westerly along the southerly boundaries of the townships of Sproule, Canisbay, Peck, Finlayson and Sinclair to the northeast angle of the Township of Franklin; thence southerly along the easterly boundaries of the townships of Franklin and Ridout to the southeast angle of the last-mentioned township; thence westerly along the southerly boundary of that township to the northeast angle of the Township of Oakley; thence southerly along the easterly boundary of that township to the southeast angle thereof; thence westerly along the southerly boundary of the Township of Oakley to the southwest angle thereof; thence northerly along the westerly boundary of that township to the southeast angle of the Township of Draper; thence westerly along the southerly boundary of the Township of Draper to the northeast angle of the Township of Ryde; thence southerly along the easterly boundary of the Township of Ryde to the southeast angle thereof; thence westerly along the southerly boundary of the Township of Ryde to the southwest angle thereof; thence southerly along the easterly boundary of the Township of Morrison to the southeast angle thereof; thence westerly along the southerly boundary of that township and the production thereof to the centre of the main channel of the Severn River; thence in a general northeasterly, westerly and northerly direction following the centre of the main channel of the Severn River to Sparrow Lake; thence in a general easterly and southerly direction following the main channel of the Trent Canal system through Sparrow Lake, Severn River, Gloucester Pool and Little Lake to the most easterly extremity of Canary Island in Georgian Bay; thence in a general southwesterly direction following the shore of Canary Island to the most southerly extremity thereof; thence northwesterly in a straight line to the most southerly extremity of Beausoleil Island of Georgian Bay; thence northwesterly in a straight line to the most northerly extremity of Giants Tomb Island of Georgian Bay; thence northwesterly in a straight line to its intersection with a line drawn south astronomically from the northeast angle of the Township of Rutherford where it is intersected by a line drawn east astronomically from the most southerly extremity of Lucas Island; thence west astronomically along the last-mentioned line to its intersection with the international boundary between Canada and the United States of America; thence along the international boundary through Lake Huron, St. Clair River, Lake St. Clair, Detroit River, Lake Erie, Niagara River, Lake Ontario and the St. Lawrence River, to the interprovincial boundary between Ontario and Quebec; thence northerly along the interprovincial boundary to the place of beginning. O. Reg. 24/56, Sched. 1.

#### Schedule 2

##### FORT FRANCES MINING DIVISION

Beginning where the westerly boundary of the Territorial District of Thunder Bay intersects the international boundary between Canada and the United

States of America in Saganaga Lake; thence north astronomically along the boundary of the territorial district to the 48th mile post thereon at the parallel of latitude  $49^{\circ} 6'$  north being also the 3rd base line; thence west astronomically along the 3rd base line 89 miles 56 chains 90 links, more or less, to the intersection with O.L.S. Niven's 6th meridian line; thence north astronomically along the meridian line 5 miles 77 chains 25 links to the 24th mile post thereon; thence west astronomically along the base line run by O.L.S. Gillon in 1919 to the northeast angle of the Township of McLarty and continuing west astronomically along the northerly boundaries of the townships of McLarty and Claxton and the westerly production thereof to the high-water mark on the easterly shore of Sabaskong Bay of the Lake of the Woods; thence in a general westerly and southwesterly direction along the southerly shore of that bay and along the easterly shore of the Lake of the Woods to the 49th parallel of latitude, the point of intersection being at the southerly boundary of the Township of Morson; thence west astronomically 15 miles, more or less, to the international boundary between Canada and the United States of America; thence in a general southerly and easterly direction along that boundary to the place of beginning. O. Reg. 24/56, Sched. 2.

### Schedule 3

#### KENORA MINING DIVISION

Beginning at a point in the boundary between the territorial districts of Thunder Bay and Kenora at the southerly limit of the Grand Trunk Pacific Railway Block No. 7; thence south astronomically along that boundary to the 3rd base line; thence west astronomically along the 3rd base line a distance of 89 miles 56 chains and 90 links, more or less, to the intersection with O.L.S. Niven's 6th meridian line; thence north astronomically along the 6th meridian line 5 miles 77 chains and 25 links to the 24th mile post thereon; thence west astronomically along the base line run by O.L.S. Gillon in 1919 to the northeast angle of the Township of McLarty and continuing west astronomically along the northerly boundary of the townships of McLarty and Claxton and the westerly production thereof to the high-water mark on the easterly shore of Sabaskong Bay of the Lake of the Woods; thence in a general westerly and southwesterly direction along the southerly shore of that bay and along the easterly shore of the Lake of the Woods to the 49th parallel of latitude, the point of intersection being at the southerly boundary of the Township of Morson; thence west astronomically 15 miles, more or less, to the international boundary between Canada and the United States of America; thence northwesterly along that boundary to its intersection with the interprovincial boundary between Manitoba and Ontario; thence north astronomically along the last-mentioned boundary to a rock post and stone monument marked No. 105, B.M. No. 33, Mile 90/- 25 chains and 78 links; thence east astronomically 26.5 miles, more or less, to longitude  $94^{\circ} 30'$  west; thence south astronomically along that longitude 23 miles, more or less, to the 7th base line run by O.L.S. Phillips and O.L.S. Benner in 1927 and 1928; thence easterly along the 7th base line to its intersection with the 6th meridian line (near the west end of Lac Seul) run by O.L.S. Patten in 1919; thence south astronomically along the 6th meridian line to the northwest angle of the Township of Rowell; thence southerly along the westerly boundary of that township to the southwest angle thereof; thence easterly along the southerly boundary of that township to the southeast angle thereof; thence southerly along the easterly boundary of the Township of Britton to the southeast angle thereof; thence easterly along the northerly boundaries of the townships of Zealand, Brownridge and Laval to the northeast angle of the last-mentioned township; thence southerly along the easterly boundary of that township to the southeast angle thereof; thence easterly along the northerly boundary of the Township of Hartman, 3.96 chains to the northeast

angle thereof; thence southerly along the easterly boundary of that township 85 links to its intersection with the base line run by O.L.S. Phillips and O.L.S. Benner in 1932, the point of intersection being the northwest angle of the Township of MacFie; thence easterly along the base line to the boundary between the territorial districts of Kenora and Thunder Bay; thence south astronomically along the boundary to the place of beginning. O. Reg. 24/56, Sched. 3.

### Schedule 4

#### KOWKASH MINING DIVISION

Beginning at a point on the boundary between the territorial districts of Cochrane and Thunder Bay, being the southeast angle of the Township of Henderson; thence west astronomically along the southerly boundaries of the townships of Henderson, Selwyn, Barlow, Goodwin, Chipmand and Raynar to the southwest angle of the last-mentioned township; thence north astronomically along the westerly boundary of the Township of Raynar to its intersection with the base line run by O.L.S. Phillips and O.L.S. Benner in 1934 and 1936, the point of intersection also being the southeast angle of the Township of Fauteux; thence west astronomically along the southerly boundary of that township and the base line run by O.L.S. Phillips and O.L.S. Benner 70 miles, more or less, to the high-water mark on the easterly shore of Lake Nipigon, at or near Humboldt Bay; thence in a general westerly direction following the northerly shore of Lake Nipigon in all its windings to the southerly shore of the Wabinoish River, where it enters Wabinoish Bay of Lake Nipigon; thence in a general northwesterly direction following the southerly shore of Wabinoish River, Wabinoish Lake, Waweig Lake, Nameiben Lake, Vale Lake, and a small unnamed lake immediately north of Vale Lake, and their connecting streams, to the intersection of the southerly shore of the small unnamed lake, with the westerly boundary of the Nipigon Forest Reserve; thence north astronomically along the westerly boundary of the Reserve, and continuing north astronomically to the high-water mark on the southerly shore of the Albany River; thence in a general easterly direction, along the southerly shore of the Albany River and its Lake expansions to the intersection with the northerly production of the meridian line run by O.L.S. Niven in 1907 and 1908; thence south astronomically along the production and the meridian line to the southeast angle of the Township of Henderson, being the place of beginning. O. Reg. 24/56, Sched. 4.

### Schedule 5

#### LARDER LAKE MINING DIVISION

Beginning at a point on the interprovincial boundary between Ontario and Quebec, being also the northeast angle of the Township of Rattray in the Territorial District of Timiskaming; thence west astronomically along the northerly boundaries of the townships of Rattray, Skead, Catharine, Pacaud, Marquis, Blain and Gross to the northwest angle of the last-mentioned township; thence north astronomically along the easterly boundaries of the townships of Holmes and Dunmore to the northeast angle of the last-mentioned township; thence west astronomically along the northerly boundaries of the townships of Dunmore and Sheba to the northwest angle of the last-mentioned township being also the southeast angle of the Township of Michie; thence north astronomically along the easterly boundaries of the townships of Michie and Timmins to the northeast angle of the last-mentioned township; thence west astronomically along the northerly boundary of the Township of Timmins to the northwest angle thereof; thence northerly along the easterly boundaries of the townships of Thomas, Macklen and German to the northeast angle of the last-mentioned township; thence west astronomically along the northerly bound-



dary of the Township of German and its production across Frederick House Lake to the northwest angle thereof; thence north astronomically along the westerly boundary of the Township of Dundonald and its production across Frederick House Lake to the northwest angle thereof; thence east astronomically along the northerly boundary of the Township of Dundonald to the northeast angle thereof; thence north astronomically along the westerly boundary of the Township of Calvert to the northwest angle thereof; thence east astronomically along the northerly boundary of that township to the northeast angle thereof; thence north astronomically along the easterly boundaries of the townships of Aurora, Pyne, Fox, Kennedy, Laughton, Potter and Swartman to the northeast angle of the last-mentioned township; thence west astronomically along the northerly boundaries of the townships of Swartman and Inglis to the northwest angle of the last-mentioned township; thence north astronomically along the easterly boundaries of the townships of Agassiz, McAlpine, Maund, Harewood, Ganong, Lewers, Carss, Depencier, Stapells, Carroll, Ebbitt, Maher, Gaby and Ardagh to the northeast angle of the last-mentioned township; thence continuing north astronomically along the meridian line run by O.L.S.'s Beatty and Beatty in 1932 to its intersection with the southerly shore of James Bay; thence in a general southeasterly, easterly and northeasterly direction along the shore of James Bay to its intersection with the interprovincial boundary between Ontario and Quebec; thence southerly along that boundary to the northeast angle of the township of Rattray being the place of beginning. O. Reg. 24/56, Sched. 5.

#### Schedule 6

##### MONTREAL RIVER MINING DIVISION

Beginning at the northwest angle of the Township of Sheba; thence west astronomically along the northerly boundaries of the townships of Robertson, McNeil and Cleaver to the northwest angle of the last-mentioned township; thence south astronomically along the easterly boundary of the Township of Geikie to the southeast angle thereof; thence west astronomically along the southerly boundaries of the townships of Geikie, Bartlett, Musgrove, Doyle, Childerose and Pharand to the southwest angle of the last-mentioned township; thence south astronomically along the westerly boundaries of the townships of Crothers, Northrup, Middleboro, Carter, and Jack to the southwest angle of the last-mentioned township; thence east astronomically along the southerly boundary of that township to the northwest angle of the Township of St. Louis; thence south astronomically along the westerly boundaries of the townships of St. Louis, Benneweis and Vrooman to the southwest angle of the last-mentioned township; thence east astronomically along the southerly boundary of the Township of Vrooman to the northwest angle of the Township of Edinburgh; thence south astronomically along the westerly boundary of the Township of Edinburgh to the southwest angle thereof; thence east astronomically along the southerly boundaries of the townships of Edinburgh, Inverness, Hennessy, Moffat, Amyot, Browning, Dufferin, Leckie, Corley, Gamble, McGiffin and Rorke to the southeast angle of the last-mentioned township being also the southwest angle of the Township of Leo; thence north astronomically along the westerly boundary of the Township of Leo to the northwest angle thereof; thence east astronomically along the northerly boundary of that township to the northeast angle thereof being also the southwest angle of the Township of Klock; thence north astronomically along the westerly boundaries of the townships of Klock, Auld, Cane, Bryce, Robillard, Savard and Marquis to the northwest angle of the last-mentioned township being also the northeast angle of the Township of Blain; thence west astronomically along the northerly boundaries of the townships of Blain and Gross to the northwest angle of the last-mentioned township; thence north

astronomically along the easterly boundaries of the townships of Holmes and Dunmore to the northeast angle of the last-mentioned township; thence west astronomically along the northerly boundaries of the townships of Dunmore and Sheba to the northwest angle of the Township of Sheba being the place of beginning. O. Reg. 24/56, Sched. 6.

#### Schedule 7

##### PARRY SOUND MINING DIVISION

Beginning at a point on the interprovincial boundary between Quebec and Ontario, where it is intersected by the easterly production of the northerly boundary of the Township of Alice and Fraser of the County of Renfrew; thence westerly along that production and the northerly boundary of the Township of Alice and Fraser to the northwest angle thereof; thence southerly along the easterly boundary of the Township of Master in the Territorial District of Nipissing to the southeast angle thereof; thence westerly along the southerly boundaries of the townships of Master and Guthrie to the northeast angle of the Township of Dickens; thence southerly along the easterly boundary of that township to the southeast angle thereof; thence westerly along the southerly boundary of that township to the northeast angle of the Township of Lyell; thence southerly along the easterly boundary of that township to the southeast angle thereof; thence westerly along the southerly boundaries of the townships of Lyell and Sabine to the southwest angle of the last-mentioned township; thence northerly along the westerly boundaries of the townships of Sabine and Airy to the northwest angle of the last-mentioned township; thence westerly along the southerly boundaries of the townships of Sproule, Canisbay, Peck, Finlayson and Sinclair to the northeast angle of the Township of Franklin; thence southerly along the easterly boundaries of the townships of Franklin and Ridout to the southeast angle of the last-mentioned township; thence westerly along the southerly boundary of that township to the northeast angle of the Township of Oakley; thence southerly along the easterly boundary of that township to the southeast angle thereof; thence westerly along the southerly boundary of the Township of Oakley to the southwest angle thereof; thence northerly along the westerly boundary of that township to the southeast angle of the Township of Draper; thence westerly along the southerly boundary of the Township of Draper to the northeast angle of the Township of Ryde; thence southerly along the easterly boundary of the Township of Ryde to the southeast angle thereof; thence westerly along the southerly boundary of the Township of Ryde to the southwest angle thereof; thence southerly along the easterly boundary of the Township of Morrison to the southeast angle thereof; thence westerly along the southerly boundary of that township and the production thereof to the centre of the main channel of the Severn River; thence in a general northeasterly, westerly and northerly direction following the centre of the main channel of the Severn River to Sparrow Lake; thence in a general easterly and southerly direction following the main channel of the Trent Canal system through Sparrow Lake, Severn River, Gloucester Pool and Little Lake to the most easterly extremity of Canary Island in Georgian Bay; thence in a general southwesterly direction following the shore of Canary Island to the most southerly extremity thereof; thence northwesterly in a straight line to the most southerly extremity of Beausoleil Island of Georgian Bay; thence northwesterly in a straight line to the most northerly extremity of Giants Tomb Island of Georgian Bay; thence northwesterly in a straight line to its intersection with a line drawn south astronomically from the northeast angle of the Township of Rutherford where it is intersected by a line drawn east astronomically from the most southerly extremity of Lucas Island; thence north astronomically along the last-mentioned line to a point in the high-water mark of Georgian Bay of Lake Huron where it is intersected by the easterly boundary of the Township of Ruther-

ford; thence in a general easterly direction along the north shore of Georgian Bay to the mouth of the French River; thence in a general northeasterly direction up the French River, following the boundary between the territorial districts of Parry Sound and Sudbury to the northeast angle of the Township of Scollard; thence east astronomically along the southerly boundary of the Township of Latchford and its production easterly to the boundary between the territorial districts of Nipissing and Parry Sound; thence easterly along the boundary between the territorial districts to the point where the southerly boundary of the Township of West Ferris meets the high-water mark on the shore of Lake Nipissing; thence northerly along the high-water mark to the southerly boundary of the Township of Widdfield; thence easterly along the southerly boundaries of the townships of Widdfield, Phelps, Orlig and Mattawan to the interprovincial boundary between Ontario and Quebec at the confluence of the Ottawa and Mattawa Rivers near the Town of Mattawa; thence southeasterly along the interprovincial boundary to the place of beginning. O. Reg. 24/56, Sched. 7.

### Schedule 8

#### PATRICIA MINING DIVISION

Beginning at a point in the boundary between the territorial districts of Thunder Bay and Kenora at the southerly limit of the Grand Trunk Pacific Railway Block No. 7; thence east astronomically along the southerly limit of Block No. 7 to the southeast angle thereof; thence north astronomically along the easterly limit of Block No. 7, a distance of 6 miles, more or less, to the base line run by K. G. Ross, O.L.S., in 1922; thence east astronomically along that base line to the westerly boundary of the Nipigon Forest Reserve run by O.L.S. Phillips and O.L.S. Benner in 1920; thence north astronomically along the westerly boundary of the Reserve, and continuing north astronomically to the high-water mark on the southerly shore of the Albany River; thence in a general easterly direction, along the southerly shore of the Albany River and its lake expansions to the mouth of the Albany River on the west shore of James Bay; thence in a general northerly, westerly and northwesterly direction following the west shore of James Bay and the south shore of Hudson Bay to the interprovincial boundary line between Manitoba and Ontario; thence southwestwardly along that boundary to its intersection with a line drawn north astronomically from the northwest angle of the Territorial District of Thunder Bay; thence south astronomically along that line to the 10th base line as run by O.L.S. Phillips and O.L.S. Benner in 1929, which extends west astronomically from the southeast angle of the Township of Ponsford; thence west astronomically along the 10th base line to the 4th meridian line, which extends north astronomically from the southeast corner of the Township of Ignace; thence south astronomically along the 4th meridian line to the 7th base line as run by Phillips and Benner in 1927, which extends east astronomically from a point on the boundary between Ontario and Manitoba distant 52.861 chains north of monument No. 90 on that boundary; thence west astronomically along the 7th base line to the 6th meridian line, which extends north astronomically through the southwest angle of the Township of Rowell; thence south astronomically along the 6th meridian line to the northwest angle of the Township of Rowell; thence southerly along the westerly boundary of that township to the southwest angle thereof; thence easterly along the southerly boundary of that township to the southeast angle thereof; thence southerly along the easterly boundary of the Township of Britton to the southeast angle thereof; thence easterly along the northerly boundaries of the townships of Zealand, Brownridge and Laval to the northeast angle of the last-mentioned township; thence southerly along the easterly boundary of that township to the southeast angle thereof; thence easterly along the northerly boundary of the Township

of Hartman, 3.96 chains to the northeast angle of that township; thence southerly along the easterly boundary of that township, 85 links to its intersection with the base line run by O.L.S. Phillips and O.L.S. Benner in 1932, the point of intersection being the northwest angle of the Township of MacFie; thence east astronomically along the base line to its intersection with the boundary between the territorial districts of Kenora and Thunder Bay; thence south astronomically along the boundary to the place of beginning. O. Reg. 24/56, Sched. 8.

### Schedule 9

#### PORCUPINE MINING DIVISION

Beginning at the southeast angle of the Township of Michie; thence north astronomically along the easterly boundaries of the townships of Michie and Timmins to the northeast angle of the last-mentioned township; thence west astronomically along the northerly boundary of the Township of Timmins to the northwest angle thereof; thence north astronomically along the easterly boundaries of the townships of Thomas, Macklen and German to the northeast angle of the last-mentioned township; thence west astronomically along the northerly boundary of the Township of German and its production across Frederick House Lake to the northwest angle thereof; thence north astronomically along the westerly boundary of the Township of Dundonald and its production across Frederick House Lake to the northwest angle thereof; thence east astronomically along the northerly boundary of the Township of Dundonald to the northeast angle thereof; thence north astronomically along the westerly boundary of the Township of Calvert to the northwest angle thereof; thence east astronomically along the northerly boundary of that township to the northeast angle thereof; thence north astronomically along the easterly boundaries of the townships of Aurora, Pyne, Fox, Kennedy, Laughton, Potter and Swartman to the northeast angle of the last-mentioned township; thence west astronomically along the northerly boundaries of the townships of Swartman and Inglis to the northwest angle of the last-mentioned township; thence north astronomically along the easterly boundaries of the townships of Agassiz, McAlpine, Maund, Harewood, Ganong, Lewers, Carss, Depencier, Stapells, Carrol, Ebbitt, Maher, Gaby, and Ardagh to the northeast angle of the last-mentioned township; thence continuing north astronomically along the meridian line run by O.L.S.'s Beatty and Beatty in 1932 to its intersection with the southerly shore of James Bay; thence in a general northwesterly direction along the southerly shore of James Bay to Port Albany; thence in a general southwestwardly direction along the southerly shore of the Albany River to its intersection with the northerly production of the westerly boundary of the Township of Mulvey; thence south astronomically along the production to the northwest angle of the Township of Mulvey; thence continuing south astronomically along the westerly boundaries of the townships of Mulvey, Shannon, Devitt and Staunton to the southwest angle of the last-mentioned township; thence east astronomically along the southerly boundary of the Township of Staunton to the northwest angle of the Township of Orkney; thence south astronomically along the easterly boundaries of the townships of Orkney, Caithness, Doherty and Byng to the southwest angle of the Township of Cromlech; thence east astronomically along the southerly boundaries of the townships of Cromlech, Usnac, Oscar, Conobar, Fenton, Slack, Stringer and Ford to the southeast angle of the last-mentioned township; thence south astronomically along the westerly boundary of the Township of Kirkland to the southwest angle thereof; thence east astronomically along the southerly boundary of that township to the northwest angle of the Township of Wilhelmina; thence south astronomically along the westerly boundaries of the townships of Wilhelmina, Moberly, Byers, Côté, Massey, Whitesides, Keefer, Hillary and Pharand to the south-



west angle of the last-mentioned township; thence east astronomically along the southerly boundaries of the townships of Pharand, Childerhose, Doyle, Musgrove, Bartlett and Geikie to the southeast angle of the last-mentioned township; thence north astronomically along the easterly boundary of that township to the northwest angle of the Township of Cleaver; thence east astronomically along the northerly boundaries of the townships of Cleaver, McNeil and Robertson to the northeast angle of the last-mentioned township, being also the southeast angle of the Township of Michie and the place of beginning. O. Reg. 24/56, Sched. 9.

#### Schedule 10

##### PORT ARTHUR MINING DIVISION

Beginning at a point in the boundary between the territorial districts of Thunder Bay and Kenora at the southerly limit of the Grand Trunk Pacific Railway Block No. 7; thence south astronomically along that boundary and the boundary between the territorial districts of Thunder Bay and Rainy River to the northerly shore of Saganaga Lake and the production southerly of that last-mentioned boundary to its intersection with the international boundary line between Canada and the United States of America in Saganaga Lake; thence in a general easterly direction along the international boundary to its intersection with a line drawn south astronomically from the point where the high-water mark on the shore of Lake Superior intersects the southerly boundary of the Township of Pic; thence north astronomically to the southerly boundary of that township; thence east astronomically along the southerly boundary of that township to the southeast angle thereof; thence north astronomically along the easterly boundary of that township to the northerly limit of the right of way of the Canadian Pacific Railway; thence easterly along the northerly limit of that right of way to its intersection with the boundary between the territorial districts of Algoma and Thunder Bay; thence north astronomically along that boundary and the boundary between the territorial districts of Cochrane and Thunder Bay, to the southeast angle of the Township of Henderson; thence west astronomically along the southerly boundaries of the townships of Henderson, Selwyn, Barlow, Goodwin, Chipman and Raynar to the southwest angle of the last-mentioned township; thence north astronomically along the westerly boundary of the Township of Raynar to its intersection with the base line run by O.L.S. Phillips and O.L.S. Benner in 1934 and 1936, the point of intersection also being the southeast angle of the Township of Fautaux; thence west astronomically along the southerly boundary of that township and the base line run by O.L.S. Phillips and O.L.S. Benner 70 miles, more or less, to the high-water mark on the easterly shore of Lake Nipigon, at or near Humbolt Bay; thence in a general westerly direction following the northerly shore of Lake Nipigon in all its windings to the southerly shore of the Wabinoash River, where it enters Wabinoash Bay of Lake Nipigon; thence in a general northwesterly direction following the southerly shore of Wabinoash River, Wabinoash Lake, Waweig Lake, Nameiben Lake, Vale Lake, and a small unnamed lake immediately north of Vale Lake, and their connecting streams, to the intersection of the southerly shore of the small unnamed lake, with the westerly boundary of the Nipigon Forest Reserve, run by O.L.S. Phillips and O.L.S. Benner in 1920; thence south astronomically along the westerly boundary of the Reserve to the intersection of that boundary with the base line run by O.L.S. Ross in 1922; thence west astronomically along the base line to the easterly limit of the Grand Trunk Pacific Railway Block No. 7; thence south astronomically along the easterly limit of Block No. 7, a distance of 6 miles, more or less, to the southeast angle thereof; thence west astronomically along the south limit of Block No. 7 to the place of beginning. O. Reg. 24/56, Sched. 10.

#### Schedule 11

##### RED LAKE MINING DIVISION

Beginning at a point in the interprovincial boundary between Manitoba and Ontario where a rock post and stone monument, marked No. 105, B.M. No. 33, Mile 90/-25.78 chains have been planted; thence east astronomically 26.5 miles, more or less, to longitude  $94^{\circ} 30'$  west; thence south astronomically along that longitude, 23 miles more or less, to the 7th base line run by O.L.S. Phillips and O.L.S. Benner in 1927 and 1928; thence easterly along the 7th base line to its intersection with the 4th meridian line, which extends north astronomically from the southeast angle of the Township of Ignace; thence north astronomically along the 4th meridian line to the 10th base line run by O.L.S. Phillips and O.L.S. Benner in 1929, which extends west astronomically from the southeast angle of the Township of Ponsford; thence east astronomically along the 10th base line to its intersection with a line drawn north astronomically from the northwest angle of the Territorial District of Thunder Bay; thence north astronomically to the interprovincial boundary between Manitoba and Ontario; thence southwesterly and southerly along that boundary to the place of beginning. O. Reg. 24/56, Sched. 11.

#### Schedule 12

##### SAULT STE. MARIE MINING DIVISION

Beginning at the point where the high-water mark on the shore of Lake Superior intersects the southerly boundary of the Township of Pic; thence east astronomically along the southerly boundary of that township of the southeast angle thereof; thence north astronomically along the easterly boundary of that township to the northerly limit of the right of way of the Canadian Pacific Railway; thence easterly along the northerly limit of that right of way to the boundary between the territorial districts of Algoma and Thunder Bay; thence north astronomically along that boundary and the boundary between the territorial districts of Cochrane and Thunder Bay to the southeast angle of the Township of Henderson; thence continuing north astronomically along the meridian line run by O.L.S. Niven, in 1907 and 1908, and its production northerly to its intersection with the southerly shore of the Albany River; thence in a general easterly direction along the southerly shore of the Albany River to its intersection with the northerly production of the westerly boundary of the Township of Mulvey; thence south astronomically along the production to the northwest angle of the Township of Mulvey; thence continuing south astronomically along the westerly boundaries of the townships of Mulvey, Shannon, Devitt and Staunton, to the southwest angle of the last-mentioned township; thence east astronomically along the southerly boundary of the Township of Staunton to the northeast angle of the Township of Orkney; thence south astronomically along the easterly boundaries of the townships of Orkney, Caithness, Doherty and Byng to the southeast angle of the last-mentioned township, being also the northeast angle of the Township of Puskuta; thence west astronomically along the northerly boundaries of the townships of Puskuta, Legge and Marjorie to the northwest angle of the last-mentioned township; thence south astronomically along the westerly boundary of the Township of Marjorie to the southwest angle thereof; thence east astronomically along the southerly boundary of the Township of Marjorie to the northwest angle of the Township of Mildred; thence south astronomically along the westerly boundaries of the townships of Mildred, Makawa, and Winget to the southwest angle of the last-mentioned township; thence west astronomically along the northerly boundary of the Township of Rennie to the northwest angle thereof; thence south astronomically along the westerly boundaries of the townships of Rennie, Stover, Tp. 44 and Bader to the intersection

with the northerly limit of the right of way of the Canadian Pacific Railway; thence southeasterly along the northerly limit of the right of way to its intersection with the easterly boundary of the Township of Wakami; thence south astronomically along the easterly boundary of that township to the southeast angle thereof; thence east astronomically along the northerly boundary of the Township of Tp. 10A to the northeast angle thereof; thence south astronomically along the easterly boundaries of the townships of Tp. 10A and Tp. 9A to the southeast angle of the last-mentioned township; thence east astronomically along the northerly boundary of the Township of Tp. 8A to the northeast angle thereof; thence south astronomically along the easterly boundaries of the townships of Tp. 8A, Tp. 7A, Tp. 6A and Tp. 5A to the southeast angle of the last-mentioned township; thence west astronomically along the southerly boundary of the Township of Tp. 5A to the northeast angle of the Township of Tp. 4A; thence south astronomically along the easterly boundaries of the townships of Tp. 4A, Tp. 3A, Tp. 2A, Tp. 1A, Tp. 157, Tp. 156, Tp. 155, McGivern and Long to the water's edge of Lake Huron; thence southwesterly in a straight line to turning point No. 219 of the international boundary between Canada and the United States of America in the north channel of Lake Huron, between Cockburn and Drummond Islands; thence northwesterly and westerly following the international boundary through the north channel of Lake Huron, the St. Mary River and the expansions thereof, and Lake Superior, to the intersection with a line drawn south astronomically from the place of beginning; thence north astronomically along that line to the place of beginning. O. Reg. 24/56, Sched. 12.

#### Schedule 13

##### SUDBURY MINING DIVISION

Beginning at the southeast angle of the Township of Rorke; thence west astronomically along the southerly boundaries of the townships of Rorke, McGiffin, Gamble, Corley, Leckie, Dufferin, Browning, Amyot, Moffat, Hennessy, Inverness and Edinburgh, to the southwest angle of the last-mentioned township; thence north astronomically along the westerly boundary of the Township of Edinburgh to the northwest angle thereof; thence west astronomically along the southerly boundary of the Township of Vrooman to the southwest angle thereof; thence north astronomically along the westerly boundaries of the townships of Vrooman, Benneweis and St. Louis to the northwest angle of the last-mentioned township; thence west astronomically along the southerly boundary of the Township of Jack to the southwest angle thereof; thence north astronomically along the westerly boundaries of the townships of Jack, Carter, Middleboro, Northrup, Crothers, Pharand, Hillary, Keefer, Whitesides, Massey, Côté, Byers, Moberly and Whilhelmina to the northwest angle of the last-mentioned township; thence west astronomically along the southerly boundary of the Township of Kirkland to the southwest angle thereof; thence north astronomically along the westerly boundary of that township to the northwest angle thereof being also the southeast angle of the Township of Ford; thence west astronomically along the southerly boundaries of the townships of Ford, Stringer, Slack, Fenton, Concobar, Oscar, Usnac and Cromlech to the southwest angle of the last-mentioned township; thence south astronomically along the easterly boundary of the Township of Byng to the southeast angle thereof being also the northeast angle of the Township of Puskuta; thence west astronomically along the northerly boundaries of the townships of Puskuta, Legge and Marjorie to the northwest angle of the last-mentioned township; thence south astronomically along the westerly boundary of the Township of Marjorie, to the southwest angle thereof; thence east astronomically along the southerly boundary of the Township of Marjorie to the northwest angle of the Township of Mildred; thence south astronomically

along the westerly boundaries of the townships of Mildred, Makawa and Winget to the southwest angle of the last-mentioned township; thence west astronomically along the northerly boundary of the Township of Rennie to the northwest angle thereof; thence south astronomically along the westerly boundaries of the townships of Rennie, Stover, Tp. 44, and Bader, to the intersection with the northerly limit of the right of way of the Canadian Pacific Railway; thence southeasterly along the northerly limit of the right of way to its intersection with the easterly boundary of the Township of Wakami; thence south astronomically along the easterly boundary of that township to the southeast angle thereof; thence east astronomically along the northerly boundary of the Township of Tp. 10A to the northeast angle thereof; thence south astronomically along the easterly boundaries of the townships of Tp. 10A and Tp. 9A to the southeast angle of the last-mentioned township; thence east astronomically along the northerly boundary of the Township of Tp. 8A to the northeast angle thereof; thence south astronomically along the easterly boundaries of the townships of Tp. 8A, Tp. 7A, Tp. 6A and Tp. 5A to the southeast angle of the last-mentioned township; thence west astronomically along the southerly boundary of the Township of Tp. 5A to the northeast angle of the Township of Tp. 4A; thence south astronomically along the easterly boundaries of the townships of Tp. 4A, Tp. 3A, Tp. 2A, Tp. 1A, Tp. 157, Tp. 156, Tp. 155, McGivern and Long to the water's edge of Lake Huron; thence southwesterly in a straight line to turning point No. 219, in the international boundary between Canada and the United States of America in the North channel of Lake Huron between Cockburn and Drummond Islands; thence southwesterly and southeasterly along the international boundary to its intersection with a line drawn west astronomically from the most southerly extremity of Lucas Island situated about 8 miles south of the most southeasterly extremity of Manitoulin Island in Lake Huron; thence east astronomically along that line to its intersection with a line drawn south astronomically from the northeast angle of the Township of Rutherford; thence north astronomically along the last-mentioned line to the point where the high-water mark on the northerly shore of Georgian Bay of Lake Huron is intersected by the easterly boundary of the Township of Rutherford; thence in a general easterly direction along the north shore of Georgian Bay to the mouth of the French River; thence in a general northeasterly and easterly direction up the French River, following the boundary between the territorial districts of Sudbury and Parry Sound to the northeast angle of the Township of Scollard; thence west astronomically along the northerly boundary of that township to the southwest angle of the Township of Falconer; thence north astronomically along the westerly boundaries of the townships of Falconer, Loudon and Macpherson to the northwest angle of the last-mentioned township; thence east astronomically along the northerly boundary of the Township of Macpherson to the southwest angle of the Township of Kirkpatrick; thence north astronomically along the westerly boundaries of the townships of Kirkpatrick, Hugel, Crerar, Dana, Pardo, Clement, Scholes and Belfast to the northwest angle of the last-mentioned township; thence east astronomically along the northerly boundary of the Township of Belfast to the southwest angle of the Township of Le Roche; thence north astronomically along the westerly boundaries of the townships of Le Roche, Canton and Medina to the northwest angle of the last-mentioned township being also the southeast angle of the Township of Rorke and the place of beginning. O. Reg. 24/56, Sched. 13.

#### Schedule 14

##### TIMISKAMING MINING DIVISION

Beginning at a point on the interprovincial boundary between Ontario and Quebec being also the northeast angle of the Township of Rattray; thence

west astronomically along the northerly boundaries of the townships of Rattray, Skead, Catharine, Pacaud and Marquis to the northwest angle of the last-mentioned township; thence south astronomically along the westerly boundaries of the townships of Marquis, Savard, Robillard, Bryce, Cane, Auld, and Klock to the northeast angle of the Township of Leo; thence west astronomically along the northerly boundary of the Township of Leo to the northwest angle thereof; thence south astronomically along the westerly boundaries of the townships of Leo, Medina, Canton, and Le Roche to the southwest angle of the last-mentioned township; thence west astronomically along the northerly boundary of the Township of Belfast to the northwest angle thereof; thence south astronomically along the westerly boundaries of the townships of Belfast, Scholes, Clement, Pardo, Dana, Crerar, Hugel and Kirkpatrick to the southwest angle of the last-mentioned township; thence west astronomically along the northerly boundary of the Township of Macpherson to the northwest angle thereof; thence south astronomically along the westerly boundaries of the townships of Macpherson, Loudon and Falconer to the southwest

angle of the last-mentioned township; thence east astronomically along the southerly boundary of the Township of Falconer to the southeast angle of the township, being also the southwest angle of the Township of Latchford; thence east astronomically along the southerly boundary of the Township of Latchford and its production easterly to the boundary between the territorial districts of Nipissing and Parry Sound; thence easterly along the boundary between the territorial districts to the point where the southerly boundary of the Township of West Ferris meets the high-water mark on the shore of Lake Nipissing; thence northerly along the high-water mark to the southerly boundary of the Township of Widdifield; thence easterly along the southerly boundaries of the townships of Widdifield, Phelps, Orlig and Mattawan to the interprovincial boundary between Ontario and Quebec at the confluence of the Ottawa and Mattawa Rivers near the Town of Mattawa; thence in a general northwesterly and northerly direction along the interprovincial boundary to the northeast angle of the Township of Rattray being the place of beginning. O. Reg. 24/56, Sched. 14.



## Regulation 444

### under The Mining Act

#### REFINERY LICENCES

1. The fees payable under Part X of the Act are,
  - (a) for a refinery licence..... \$1.00
  - (b) for renewal of a refinery licence..... 1.00
  - (c) for a certificate of exemption..... no fee
  - (d) for renewal of a certificate of exemption. no fee

C.R.O. 1950, Reg. 469, s. 1.

2. The appended forms are prescribed for use under Part X of the Act. C.R.O. 1950, Reg. 469, s. 2, *revised*.

#### Form 1

##### *The Mining Act*

#### APPLICATION FOR REFINERY LICENCE

Name of applicant.....  
(print name)

Address.....

Nationality..... If British subject state  
whether by birth or naturalization.....

If applicant is an incorporated company, under laws of  
what jurisdiction was applicant incorporated?  
.....

Location of refinery.....

Purposes for which refinery is used.....

Dated at ....., this..... day of  
....., 19....

Enclosed herewith is fee of \$1.

.....  
(applicant)

.....  
(witness)

(Where applicant is an incorporated company, this  
application may be signed by the president, secretary,  
manager or other responsible official.)

C.R.O. 1950, Reg. 469, Form 31.

#### Form 2

##### *The Mining Act*

#### APPLICATION FOR RENEWAL OF REFINERY LICENCE

Number of licence and of last renewal thereof.....

Name of applicant.....  
(print name)

Address.....

Has there been any change in the location or purpose  
for which refinery is used since the issue of the  
refinery licence or last renewal thereof? If so, give

particulars .....

Has the refinery been used for refining any ore, mineral  
or substance belonging to any person other than the  
applicant since the issue of the refinery licence or the  
last renewal thereof? If so, give particulars there-  
of. (If licensee is in the business of assaying, so  
state.)

Dated at ....., this..... day of  
....., 19....

Enclosed herewith is fee of \$1.

.....  
(applicant)

.....  
(witness)

(Where applicant is an incorporated company, this  
application may be signed by the president, secretary,  
manager or other responsible official.)

C.R.O. 1950, Reg. 469, Form 32.

#### Form 3

##### *The Mining Act*

#### APPLICATION FOR CERTIFICATE OF EXEMPTION

Name of applicant.....  
(print name)

Address.....

Location of refinery.....

Is certificate of exemption sought because refinery,

(a) is not maintained or used for the refining,  
retorting, smelting, assaying or treating of ore,  
mineral or substance for the purpose of re-  
covering or determining the quantity of gold,  
platinum, silver or any other precious metal  
therefrom or therein; or

(b) is used only for educational purposes? (An-  
swer simply (a) or (b)).....

If (a), state purpose for which refinery is used.....

If (b), state whether refinery is used,

(a) exclusively for educational purposes.....



(b) for educational purposes and commercial assaying or other commercial purposes from which any revenue is derived.....

.....  
state to whom such revenue is paid.....

Dated at....., this.....day of  
....., 19...

.....  
(applicant)

.....  
(witness)

C.R.O. 1950, Reg. 469, Form 33.

#### Form 4

##### *The Mining Act*

#### APPLICATION FOR RENEWAL OF CERTIFICATE OF EXEMPTION

Name of applicant.....  
(print name)

Address.....

Business of applicant.....

Has there been any change in the location, or purpose for which refinery is used, since the issue of the certificate of exemption or last renewal thereof? If so, give particulars.

Dated at....., this.....day of  
....., 19...

.....  
(applicant)

.....  
(witness)

C.R.O. 1950, Reg. 469, Form 34.

#### Form 5

##### *The Mining Act*

Fee: \$1 No.....

#### REFINERY LICENCE

Issued under Part X of the Act to.....

.....  
of (or in the case of a company, with head office at)

....., in respect of

(a) refinery (ies).....owned or

operated by the said.....

and located at.....

Dated at Toronto, this.....day of

....., 19...

.....  
Minister of Mines

(This licence expires on the 31st day of March, 19..., and must be renewed on or before that date. Forms of application for renewal will be supplied on application to the Minister. This licence is not transferable.)

C.R.O. 1950, Reg. 469, Form 35.

#### Form 6

##### *The Mining Act*

Fee: \$1 No.....

#### RENEWAL OF REFINERY LICENCE

NO....., 19...

Issued under Part X of the Act to.....

.....  
of (or in the case of a company, with head office at)

.....  
in respect of (a) refinery(ies) owned or operated by the said.....

and located at.....

Dated at Toronto, this.....day of

....., 19...

.....  
Minister of Mines

(This renewal of licence expires on the 31st day of

March, 19..., and must be renewed on or before that date. Forms of application for renewal will be supplied on application to the Minister. A refinery licence or renewal thereof is not transferable.)

C.R.O. 1950, Reg. 469, Form 36.

#### Form 7

##### *The Mining Act*

No.....

#### CERTIFICATE OF EXEMPTION

Issued under Part X of the Act to.....

.....  
of (or in the case of a corporation, with head office at)

.....  
in respect of (a) refinery(ies) owned or operated by the

said.....

and located at.....

This certificate of exemption is issued upon the condition that the refinery(ies) not be used for refining, retorting, smelting, assaying or treating any ore, mineral or substance for the purpose of recovering or determining the quantity of gold, platinum, silver or any other precious metal therefrom or therein or, if so used, be used only for educational purposes.

Dated at Toronto, this.....day of

....., 19...

.....  
Minister of Mines

(This certificate of exemption expires on the 31st day of March, 19..., and must be renewed on or before that date. Forms of application for renewal will be supplied on application to the Minister. A certificate of exemption or renewal thereof is not transferable.)

C.R.O. 1950, Reg. 469, Form 37.

**Form 8**

*The Mining Act*

No. ....

RENEWAL OF CERTIFICATE OF EXEMPTION

NO....., 19...

Issued under Part X of the Act to.....

.....

of.....

in respect of (a) refinery(ies) owned or operated by the said.....

and located at.....

Dated at Toronto, this.....day of

....., 19...

.....  
Minister of Mines

(This renewal of certificate of exemption expires on the 31st day of March, 19..., and must be renewed on or before that date. Forms of application for renewal will be supplied on application to the Minister. A certificate of exemption or renewal thereof is not transferable.)

C.R.O. 1950, Reg. 469, Form 38.

## Regulation 445

### under The Mining Act

#### SURVEYS OF MINING CLAIMS

##### FILING OF SURVEY RETURNS

1. Immediately after the completion of every survey of a mining claim, the surveyor shall deliver or forward by registered mail to the Surveyor General, by his official title, his returns of survey as specified by section 3. C.R.O. 1950, Reg. 470, s. 1, *revised*.

##### INSPECTION OF SURVEYS

2. All surveys of mining claims are subject to inspection and, in the event of the work not being found correct and in compliance with this Regulation, the surveyor shall make such amendments as are ordered by the Surveyor General. C.R.O. 1950, Reg. 470, s. 2.

##### RETURNS OF SURVEY

3. The following returns of survey of a mining claim shall be forwarded to the Surveyor General:

1. One certified copy of the field notes on durable tracing linen.
2. One certified copy of the plan of each individual claim on durable tracing linen.
3. One certified copy of the application to record and sketch.
4. A tabulated list, certified correct, of the prospector's posts bearing legible markings at the time of survey, and of all survey posts and, in the absence of survey posts, a brief description of the manner in which the survey corner was re-established.
5. A tabulated list of latitudes and departures.
6. A metes and bounds description of each mining claim situated in a subdivided township.
7. Where a mining claim is situated in a township lot of a subdivided township or recorded as an aliquot part of a mining location, paragraph 4 does not apply. C.R.O. 1950, Reg. 470, s. 3, *part*.

4. The following returns of survey of a mining claim shall be forwarded to the mining recorder:

1. One white or blue print of the field notes.
2. Two copies of the plan of each individual claim on durable tracing linen.
3. A metes and bounds description of each mining claim situated in a subdivided township. C.R.O. 1950, Reg. 470, s. 3, *part*.

##### SURVEYS

5. The scale of the plan and field notes shall vary between five to ten chains to an inch, depending on the size of the claims and the detail to be shown. C.R.O. 1950, Reg. 470, s. 4.

6. Where a group of claims is surveyed, the field notes may be shown on one compiled plan, if the plan does not exceed an area of five square feet. C.R.O. 1950, Reg. 470, s. 5.

7. Measurements shall be shown in chains and decimals of a chain. C.R.O. 1950, Reg. 470, s. 6.

8. The direction of the surveyed lines shall be shown by astronomical bearings, referred to the reference meridian passing through the centre of the township but, where a mining claim is not situated in a township, the bearings shall be referred to a reference meridian through the point of observation. C.R.O. 1950, Reg. 470, s. 7.

9.—(1) In every group, or connected group of mining claims, six or more in number, whether surveyed at one time, or at different times by the same surveyor, an astronomical observation for azimuth shall be taken and, where the group exceeds twelve in number, a check observation for azimuth shall be made for each multiple of twelve claims.

(2) Where the group is less than six in number, the bearings may be referred to a previously surveyed line, claim or parcel of record in the Department, if the bearings shown are reliable. C.R.O. 1950, Reg. 470, s. 8.

10. The surveyor shall mark out the boundaries of the mining claim by blazing the adjacent trees on three sides, one blaze on the face of the tree on the direction of the line and one blaze on each face of the tree at right angles to the direction of the line, the lines being well cut out and straight between survey posts. C.R.O. 1950, Reg. 470, s. 9, *revised*.

11.—(1) The surveyor shall plant at each angle of the claim a metal post not less than five-eighths of an inch square or three-quarters of an inch in diameter and not less than eighteen inches in length, with the number of the post permanently marked thereon together with the recorded number and letter or letters of the claim and shall also plant at each metal post a durable wooden post, not less than four inches square and thirty-six inches in length, marked in the same manner as the metal post.

(2) Where, owing to physical features, it is not practicable to plant a post at the true corner of the claim, a witness post shall be planted in lieu thereof and marked "W.P." together with the number of the post, recorded number of the claim and letters pertaining thereto. C.R.O. 1950, Reg. 470, s. 10.

12. The marks on the survey posts and bearing trees shall be made in a neat and workmanlike manner with a sharp knife or scribing iron. C.R.O. 1950, Reg. 470, s. 11.

13. Where available, each survey corner shall be referenced by two bearing trees, preferably at right angles to the survey post, and the measurements shall be made from the blaze to the survey post. C.R.O. 1950, Reg. 470, s. 12.

14. The survey of a mining claim shall be connected with a previously surveyed claim, parcel, line or traverse post of record in the Department if the survey is within a radius of two miles, and in other cases, the surveyor shall select a prominent point at which to plant a permanent post. C.R.O. 1950, Reg. 470, s. 13.

15. Where a mining claim is composed partly of land and partly of land under water, the normal or average high-water mark shall constitute the boundary. C.R.O. 1950, Reg. 470, s. 14.

## DATA TO BE SHOWN ON FIELD NOTES

16.—(1) Survey posts, bearing trees, observations, scale, north point, adjacent claims surveyed or unsurveyed, streams, roads, power or telephone lines, surveyed lines and the connections made thereto and the high-water mark shall be shown on field notes, and traverses shall be made of all lakes and rivers situated within the limit of the mining claim, and all traverse lines shall be shown in a good quality of vermilion ink and the measurements and bearings of the traverse and boundary lines shall be shown in black india ink.

(2) The title of the field notes shall mention each claim number surveyed and the township or area, together with the district in which the claim is situated.

(3) The following certificate shall appear on the field notes:

I hereby certify that I have carefully examined the ground included in Mining Claim No. ...., surveyed by me and have otherwise made all reasonable investigations in my power to ascertain if there was any other subsisting claim conflicting therewith and I certify that I found no trace or indication and have no knowledge or information of any such claim except as follows: (if none, so state; if any, give particulars).

Ontario Land Surveyor.

C.R.O. 1950, Reg. 470, s. 15.

## DATA TO BE SHOWN ON PLANS

17.—(1) The title on the plan shall mention the claim number, the township or area, together with the district in which the claim is situated and, where a mining claim is composed of a part of a township lot or recorded as being an aliquot part of a mining location, the title shall first mention the township lot or mining location and then the recorded mining claim number.

(2) The measurements, bearings and boundary lines shall be shown in black india ink and the boundary lines shall be outlined in a light red colour.

(3) All streams, roads, power or telephone lines, surveyed lines and the connections thereto shall be shown, and a water line shall be shown around the shores of all lakes and rivers but the traverse thereof need not be shown.

(4) The adjacent mining claims shall be shown and if the adjacent claim is not surveyed, the words "not surveyed" shall also be shown.

(5) The scale and north point shall be shown on the plan together with the following certificate:

I hereby certify that the foregoing plan is correct and is prepared from actual survey performed under my own personal supervision and that I was personally present throughout the progress of the survey.

Ontario Land Surveyor.

C.R.O. 1950, Reg. 470, s. 16, *revised*.

## AREAS

18. The area of a mining claim shall be computed to two places of decimals and, where a claim is composed partly of land and partly of land under water, or partly in two townships, separate areas shall be computed. C.R.O. 1950, Reg. 470, s. 17.

## LIMIT OF ERROR

19. The closing error of a surveyed mining claim shall not exceed a ratio of 1 in 2,000, or the square root

of the sum of the squares of the closing error in latitude and departure shall not exceed four links in a standard size claim of twenty chains square. C.R.O. 1950, Reg. 470, s. 18.

## DUTY OF SURVEYOR BEFORE COMMENCING SURVEY

20.—(1) Except as herein provided, no survey shall be made within a distance of fifteen miles in a straight line from the recorder's office without the written consent or direction of the recorder or of the Commissioner, or of the Minister or Deputy Minister, and, before proceeding with the survey, the surveyor shall examine the application and sketch or plan of the claim or certified copies thereof. C.R.O. 1950, Reg. 470, s. 19 (a), *revised*.

(2) Where a claim is fifteen miles or more in a straight line from the recorder's office, and where the surveyor has not applied for the consent or direction under subsection 1, the surveyor may survey the claim, but, before he signs the certificate required by section 16, he shall in all other respects follow the procedure under subsection 1 and shall, in addition to his survey, file with the recorder a sworn statement setting out the circumstances under which the survey was made without the consent referred to in subsection 1. C.R.O. 1950, Reg. 470, s. 19 (b), *revised*.

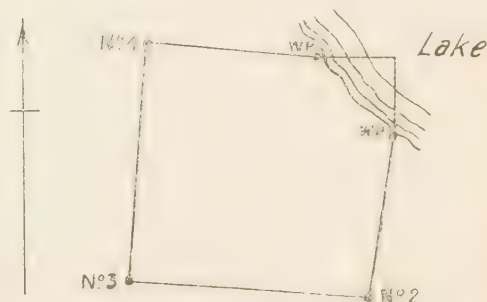
## METHOD OF SURVEY

21.—(1) In surveying a mining claim in unsurveyed territory, the surveyor shall establish the boundaries of the claim by running straight lines from the No. 1 post at the northeast angle of the claim to the No. 2 post at the southeast angle thereof, from the No. 2 post to No. 3 post at the southwest angle thereof and from No. 3 post to No. 4 post at the northwest angle thereof, and from No. 4 post to No. 1 post and, where two mining claims are shown as having a common boundary in whole or in part, the boundary of the prior subsisting claim governs.

(2) In establishing the boundaries of a mining claim in unsurveyed territory where, owing to the nature and conformation of the ground, the true angle or angles of the claim could not be posted, and the position thereof is indicated by witness posts as illustrated in each of the diagrams hereto, the surveyor shall follow the method described in the note to the diagram, having due regard to prior subsisting claims and to subsection 2 of section 111 of the Act. C.R.O. 1950, Reg. 470, s. 20, *amended*.

(3) The posts as shown by the diagrams hereto are located on the ground by survey. C.R.O. 1950, Reg. 470, s. 20, *note*.

DIAGRAM No. 1

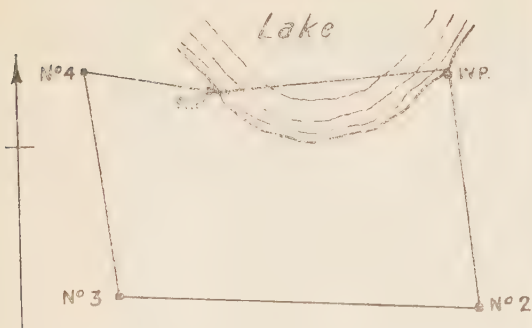


## NOTE

Draw a line north astronomically from the witness post on the east boundary to intersect a line drawn east astronomically from the witness post on the north boundary.



DIAGRAM No. 2

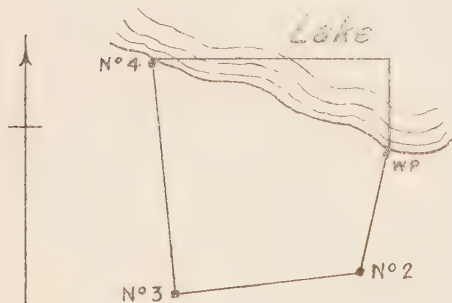


NOTE

EXPLANATION: The prospector's sketch indicates the position of the witness posts as shown by Diagram No. 1.

PROCEDURE: Accept witness post on the east boundary as the No. 1 post and join in a straight line to the witness post on the north boundary.

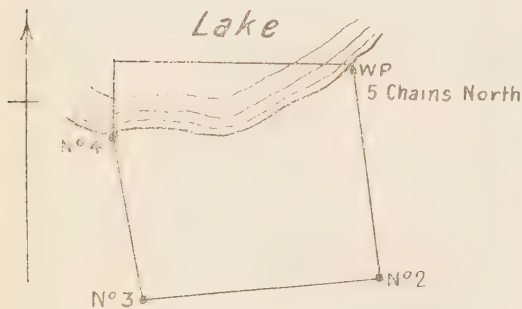
DIAGRAM No. 3



NOTE

Draw a line north astronomically from the witness post on the east boundary to intersect a line drawn east astronomically from the No. 4 post.

DIAGRAM No. 4



NOTE

EXPLANATION: The prospector's sketch indicates the position of the witness posts as shown by Diagram No. 3.

PROCEDURE: Accept the witness post on the east boundary as the No. 1 post and draw a line west astronomically from this point to intersect a line drawn north astronomically from the prospector's No. 4 post.

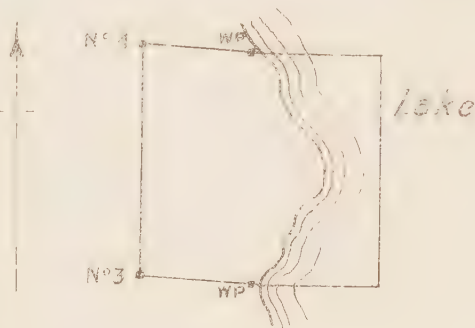
DIAGRAM No. 5



NOTE

Draw a line north astronomically from the No. 2 post to intersect a line drawn east astronomically from the witness post on the north boundary.

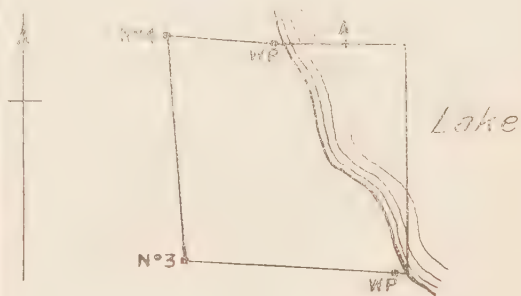
DIAGRAM No. 6



NOTE

Draw a line east astronomically from the witness post on the north boundary the "call" distance; thence from this point draw a line south astronomically to intersect a line drawn east astronomically from the witness post on the south boundary.

DIAGRAM No. 7

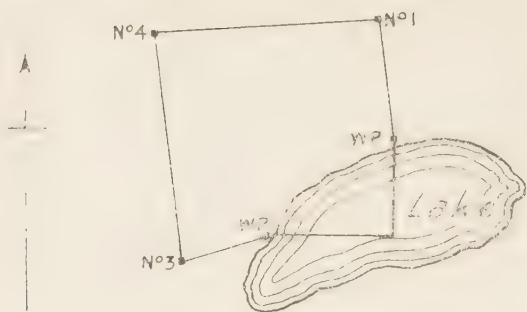


NOTE

The "call" distance from the witness post on the north boundary extends only to point "A" and a line projected south astronomically from "A" intersects the south boundary west of the witness post.

PROCEDURE: Accept witness post on the south boundary as the No. 2 post and proceed as in Diagram No. 5.

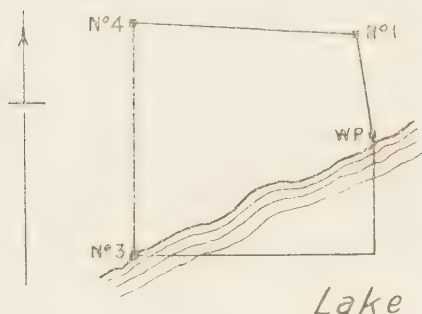
DIAGRAM No. 8



NOTE

Draw a line south astronomically from the witness post on the east boundary to intersect a line drawn east astronomically from the witness post on the south boundary.

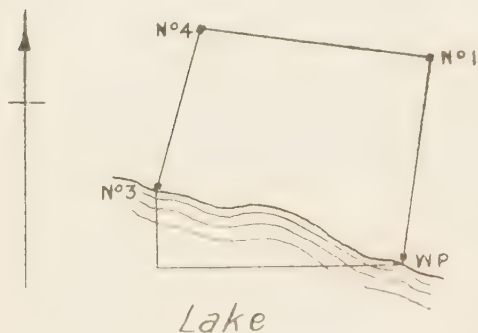
DIAGRAM No. 9



NOTE

Draw a line south astronomically from the witness post on the east boundary to intersect a line drawn east astronomically from the No. 3 post.

DIAGRAM No. 10

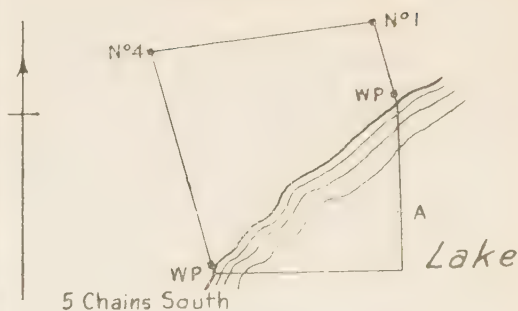


NOTE

EXPLANATION: The prospector's sketch indicates the position of the No. 3 and witness posts as shown by Diagram No. 9.

PROCEDURE: Accept the witness post on the east boundary as the No. 2 post and from this point draw a line west astronomically to intersect a line drawn south astronomically from the prospector's No. 3 post.

DIAGRAM No. 11

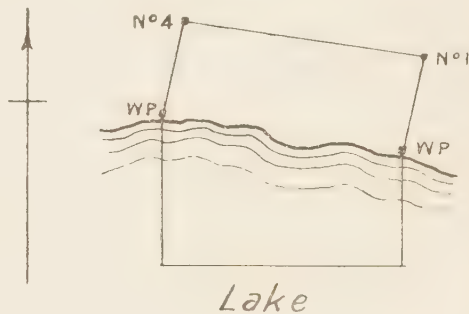


NOTE

The "call" distance from the witness post on the east boundary extends only to point "A". A line projected west astronomically from point "A" intersects the west boundary north of the witness post.

PROCEDURE: Accept the witness post on the west boundary as the No. 3 post and draw a line east astronomically from this point to intersect a line drawn south astronomically from the witness post on the east boundary.

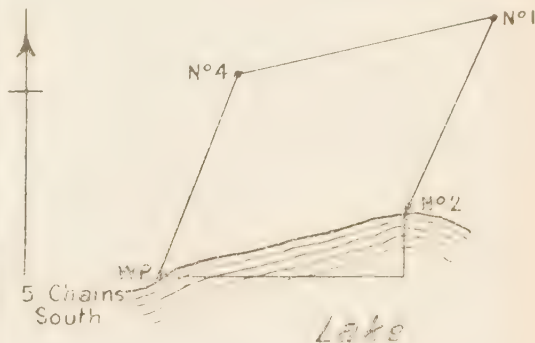
DIAGRAM No. 12



NOTE

Draw a line south astronomically from the witness post on the east boundary the "call" distance, and from this point draw a line west astronomically to intersect a line drawn south astronomically from the witness post on the west boundary.

DIAGRAM No. 13

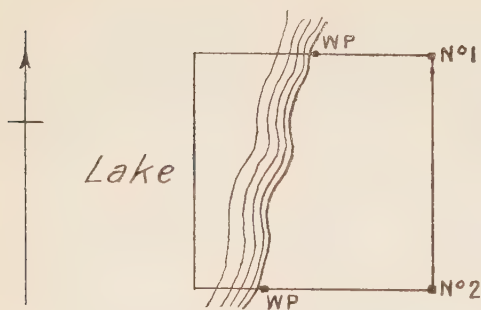


NOTE

EXPLANATION: The prospector's sketch indicates that the witness post is north of the No. 2 post.

Accept witness post on the west boundary as the No. 3 post and from this point draw a line east astronomically to intersect a line drawn south astronomically from the prospector's No. 2 post.

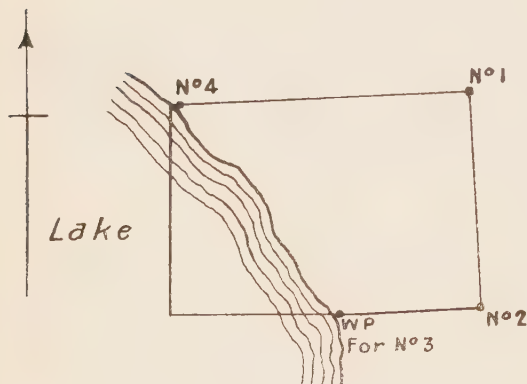
DIAGRAM No. 14



NOTE

Draw a line west astronomically from the witness post on the south boundary the "call" distance and from this point draw a line north astronomically to intersect a line drawn west astronomically from the witness post on the north boundary.

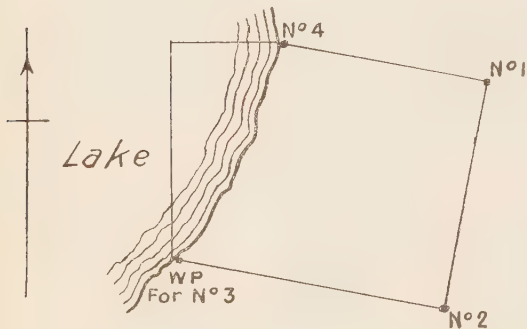
DIAGRAM No. 15



NOTE

Draw a line west astronomically from the witness post on the south boundary to intersect a line drawn south astronomically from the No. 4 post.

DIAGRAM No. 16

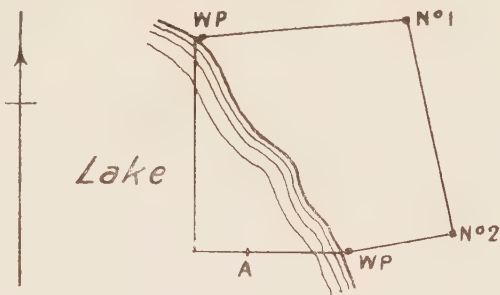


NOTE

EXPLANATION: The prospector's sketch indicates the position of the No. 4 post and witness post as shown by Diagram No. 15.

PROCEDURE: Accept witness post on the south boundary as the No. 3 post and from this point draw a line north astronomically to intersect a line drawn west astronomically from the prospector's No. 4 post.

DIAGRAM No. 17

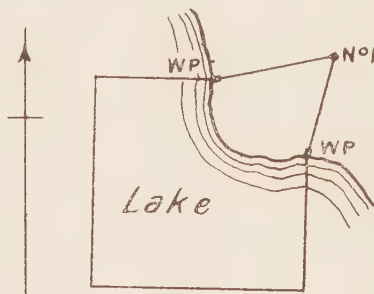


NOTE

The "call" distance from the witness post on the south boundary extends only to point "A". A line projected north astronomically from point "A" intersects the north boundary east of the witness post.

PROCEDURE: Accept witness post on the north boundary as the No. 4 post and draw a line south astronomically from this point to intersect a line drawn west astronomically from the witness post on the south boundary.

DIAGRAM No. 18



NOTE

Draw a line south astronomically from the post on the easterly boundary the "call" distance; thence west astronomically 20 chains; thence north astronomically to intersect a line drawn west astronomically from the witness post on the northerly boundary.

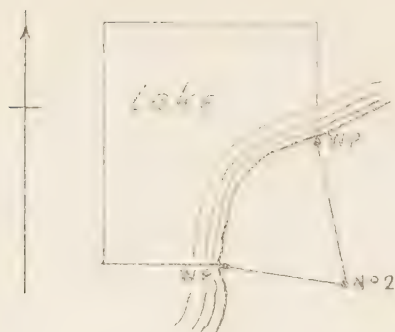
DIAGRAM No. 19



NOTE

Draw a line north astronomically from the northerly witness post the "call" distance to establish the northeasterly angle of the claim. From the southerly witness post draw a line south astronomically the "call" distance to establish the southeasterly angle; thence west astronomically 20 chains; thence north astronomically to intersect a line drawn west astronomically from the northeasterly angle.

DIAGRAM No. 20



NOTE

Draw a line north astronomically the "call" distance to establish the northeasterly angle. From the witness post on the southerly boundary draw a line west astronomically the "call" distance to establish the south-westerly angle; thence north astronomically to intersect a line drawn west astronomically from the northeasterly angle.

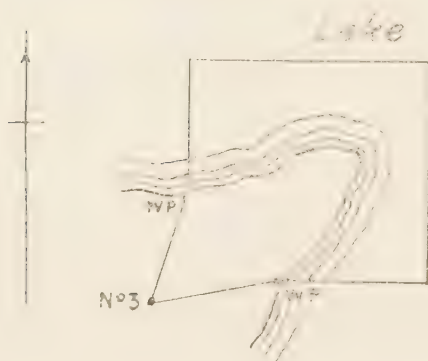
DIAGRAM No. 21



NOTE

Draw a line east astronomically from the easterly witness post the "call" distance; thence north astronomically 20 chains to establish the northeasterly angle. From the westerly witness post draw a line west astronomically the "call" distance; thence north astronomically to intersect a line drawn west astronomically from the northeasterly angle.

DIAGRAM No. 22



NOTE

From the witness post on the southerly limit, draw a line east astronomically the "call" distance; thence north astronomically 20 chains to establish the northeasterly angle. From the witness post on the westerly limit draw a line north astronomically to intersect a line drawn west astronomically from the northeasterly angle.

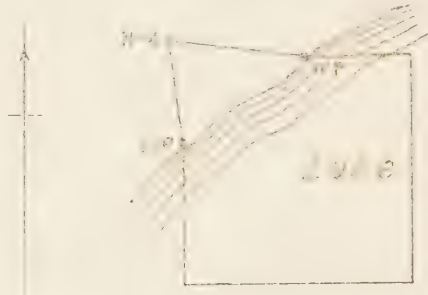
DIAGRAM No. 23



NOTE

From the northerly witness post on the westerly limit draw a line north astronomically the "call" distance; thence east astronomically 20 chains to establish the northeasterly angle; thence south astronomically 20 chains. From the southerly witness post draw a line south astronomically to intersect a line drawn west astronomically from the southeasterly angle.

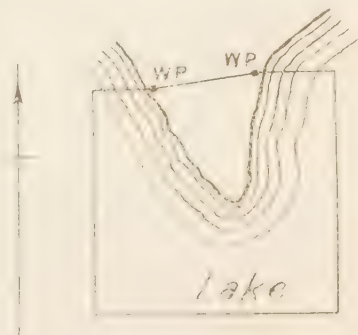
DIAGRAM No. 24



NOTE

From the witness post on the northerly limit draw a line east astronomically the "call" distance to establish the northeasterly angle; thence south astronomically 20 chains; thence west astronomically to intersect a line drawn south astronomically from the witness post on the westerly limit.

DIAGRAM No. 25

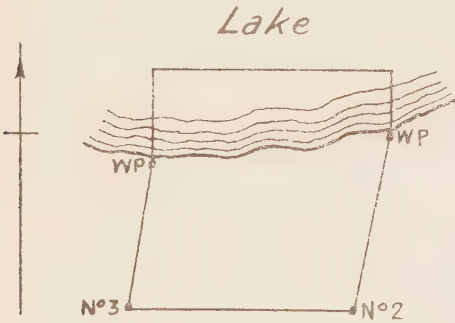




NOTE

From the easterly witness post draw a line east astronomically the "call" distance to establish the northeasterly angle; thence south astronomically 20 chains; thence west astronomically 20 chains; thence north astronomically to intersect a line drawn west astronomically from the westerly witness post.

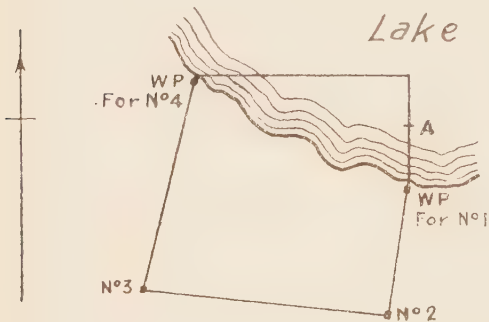
DIAGRAM No. 26



NOTE

From the witness post on the easterly boundary draw a line north astronomically the "call" distance to establish the northeasterly angle. From the witness post on the westerly boundary draw a line north astronomically to intersect a line drawn west astronomically from the northeasterly angle.

DIAGRAM No. 27



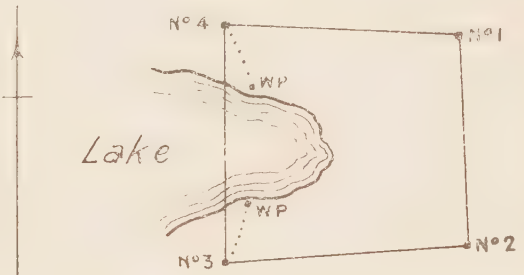
NOTE

EXPLANATION: Prospector's sketch indicates the position of the witness posts, as shown in Diagram No. 26.

The "call" distance from the witness post on the east boundary extends only to point "A". A line projected west astronomically from point "A" intersects the west boundary south of the witness post.

PROCEDURE: Accept the witness post on the west boundary as the No. 4 post and draw a line east astronomically from the point to intersect a line drawn north astronomically from the witness post on the east boundary.

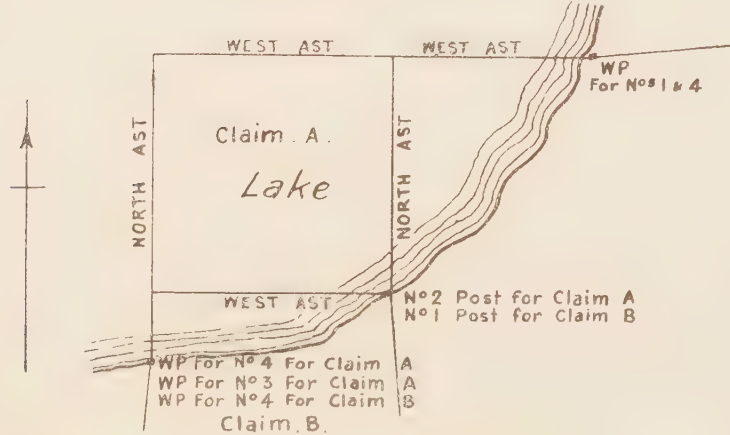
DIAGRAM No. 28



NOTE

Witness posts were planted by the prospector on each side of a small lake on the west boundary, but all corners of the claim were duly marked with posts. Establish west boundary by a straight line between the No. 3 and 4 posts, disregarding the witness posts.

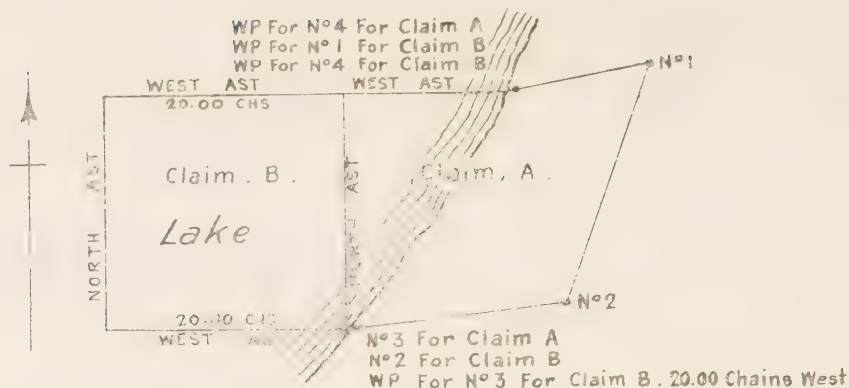
DIAGRAM No. 29



NOTE

Establish boundaries of Claim "A" as indicated by diagram.

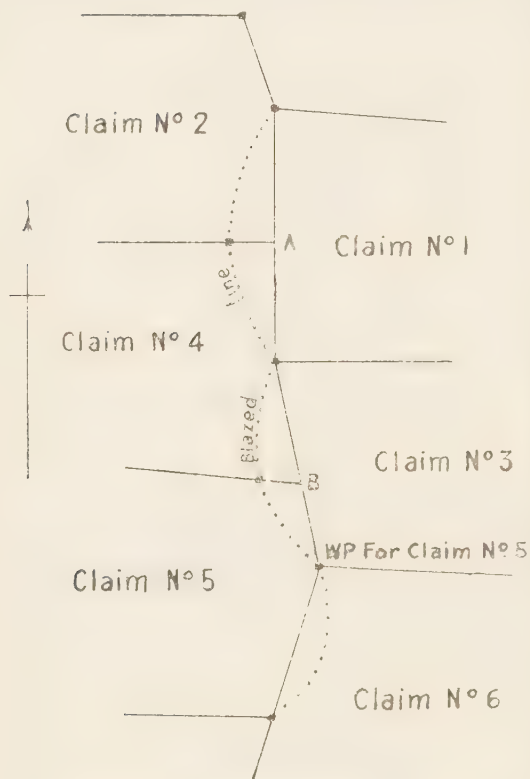
DIAGRAM No. 30



## NOTE

Establish boundaries of Claims "A" and "B" as indicated by diagram.

DIAGRAM No. 31

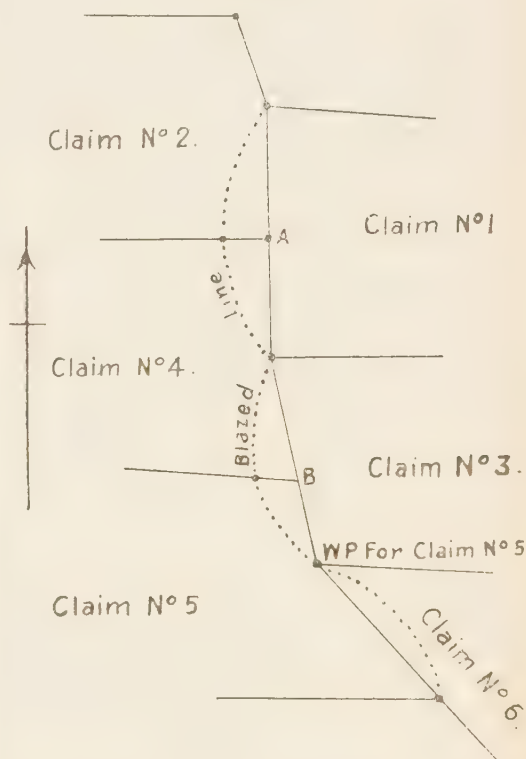


(Illustrating proviso in subsection 1 of section 21)

## NOTE

The claims were staked as partly shown by this diagram in order of priority, as shown by the numbers. Part of the westerly boundaries of Claim No. 1 and Claim No. 3 will form the easterly boundary of Claim No. 4 and in the survey of No. 4, the surveyor will plant the corner posts at points "A" and "B" but show on his field notes the position of the prospector's posts. Establish the east boundary of Claim No. 5 as shown by diagram and not by a straight line between point "B" and the No. 2 post.

DIAGRAM No. 32



(Illustrating proviso in subsection 1 of section 21)

## NOTE

Establish that part of the east boundary of Claim No. 5, lying south of the No. 3 post of Claim No. 3 by a straight line between the No. 3 post of Claim No. 3 and the No. 2 post of Claim No. 5 and not by a straight line between point "B" and the No. 2 post.

## Regulation 446

### under The Mortgage Brokers Registration Act

#### GENERAL

1. The following persons are exempt from the Act in addition to those exempted under section 14 of the Act:

1. Correspondents, agents and solicitors of persons mentioned in clauses *a* to *d* of section 14 of the Act.
2. A person who does not participate in the negotiations of a mortgage transaction with the mortgagor.
3. An employee of a party to a mortgage transaction when the employee is acting for or on behalf of his employer. O. Reg. 145/60, s. 1.

2. An application for registration and for each renewal of registration shall be made to the Superintendent and shall state,

- (*a*) the name of the applicant and the address from which business is carried on;
- (*b*) the name under which the applicant intends to carry on business;
- (*c*) where the applicant is a partnership, the name and address of each partner;
- (*d*) where the applicant is a corporation, the name and address of each officer and director of the corporation;

(*e*) such information pertaining to the applicant's character and financial responsibility as the Superintendent requires; and

(*f*) such other information as the Superintendent requires. O. Reg. 145/60, s. 2.

3.—(1) The fee payable on application for initial registration is \$10 and shall accompany the application.

(2) The fee payable on registration or renewal of registration is,

- (*a*) where the applicant is an association of individuals, a partnership or a corporation, \$25;
- (*b*) where the applicant is an individual, \$10. Reg. 145/60, s. 3.

4.—(1) Every registered broker shall keep and maintain a record showing,

- (*a*) the repayment terms of each mortgage;
- (*b*) the total amount actually paid or to be paid to the mortgagor of each mortgage;
- (*c*) the fees, expenses, costs and other charges required to be borne by the mortgagor in respect of each mortgage transaction; and
- (*d*) the particulars of any related agreement.

(2) Every registered broker shall deliver to the mortgagor the information required by subsection 1 on a form approved by the Superintendent, and shall obtain proof of the delivery. O. Reg. 145/60, s. 4.





## Regulation 447

### under The Mortmain and Charitable Uses Act

#### LICENCES AND FEES

##### LICENCES

1.—(1) Subject to subsection 2, licences under the Act issued to a corporation shall be,

(a) to acquire and assure in mortmain to the value of the land set out in the licence such land as is necessary,

(i) for the actual use and occupation of the corporation, or

(ii) to carry on the undertaking of the corporation,

and to hold the land for a period of thirteen years from the date of the licence;

(b) to acquire and assure in mortmain to the value of the land set out in the licence such land as is necessary,

(i) for the actual use and occupation of the corporation, or

(ii) to carry on the undertaking of the corporation,

and to hold the land for a period of thirty years from the date of the licence;

(c) to acquire and assure in mortmain to the value of the land set out in the licence such land as is necessary,

(i) for the actual use and occupation of the corporation, or

(ii) to carry on the undertaking of the corporation,

and to hold the land in perpetuity;

(d) to acquire and assure in mortmain land specifically described in the licence and to hold the land in perpetuity. O. Reg. 65/54, s. 1 (1); O. Reg. 155/55, s. 1 (1), *revised*.

(2) A licence under the Act that is issued to a corporation without share capital that has objects of a charitable nature shall be the licence referred to in clause *d* of subsection 1. O. Reg. 155/55, s. 1 (2).

##### APPLICATION FOR A LICENCE

2.—(1) An application by a corporation for a licence under the Act shall,

(a) set out,

(i) its corporate name,

(ii) the name of the jurisdiction under the laws of which the corporation was incorporated,

(iii) the date and manner of its incorporation,

(iv) the place where its head office is situated,

(v) whether its existence is limited by statute or otherwise and, if so, the date when its existence expires, and whether its existence may be lawfully extended,

(vi) whether it is a valid and subsisting corporation,

(vii) whether it has capacity to hold land and, if so, the conditions, if any, under which land is to be held,

(viii) if a licence referred to in clause *a*, *b* or *c* of subsection 1 of section 1 is desired, a request to that effect, as the case may be, together with a statement of the period of the licence and the maximum value of the land to be held, and

(ix) if a licence referred to in clause *d* of subsection 1 of section 1 is desired, a request to hold certain land, giving a description of the land capable of being registered under *The Registry Act* or *The Land Titles Act*;

(b) be dated;

(c) be under the seal of the corporation; and

(d) be signed by two officers, or by one officer and one director, of the corporation. O. Reg. 65/54, s. 2 (1); O. Reg. 155/55, s. 2 (1, 2); O. Reg. 28/56, s. 1.

(2) If the request is for a licence referred to in clause *d* of subsection 1 of section 1, the application shall be accompanied by,

(a) the consent of the present owner of the land;

(b) a registrar's abstract of title covering the past forty years or a solicitor's certificate of title, establishing ownership of the land in the present owner; and

(c) an independent valuation of the land.

(3) The application shall be accompanied by,

(a) an affidavit by a witness to the execution of the application, verifying the signatures to the application and the impression of the seal of the corporation;

(b) an affidavit by an officer of the corporation, verifying the statements contained in the application;

(c) a certified copy of the resolution of the directors of the corporation, authorizing the application; and

(d) a copy of the special Act, letters patent or articles of association or other constating instrument, and amendments thereto, if any, creating the corporation, certified by the proper officer of the incorporating jurisdiction who is authorized to so certify, except copies of any of these documents that have been filed previously with the Provincial Secretary. O. Reg. 65/54, s. 2 (2).

## FEES

## 3. Fees payable for a licence under the Act are,

- (a) in the case of a licence referred to in clause *a* of subsection 1 of section 1,
- (i) where the value of the land set out in the licence is not in excess of \$100,000, a fee of \$100,
  - (ii) where the value of the land set out in the licence is in excess of \$100,000 but not in excess of \$500,000, a fee of \$100 plus 50 cents for each \$1,000 in excess of \$100,000,
  - (iii) where the value of the land set out in the licence is in excess of \$500,000 but not in excess of \$1,000,000, a fee of \$300 plus 25 cents for each \$1,000 in excess of \$500,000, and
  - (iv) where the value of the land set out in the licence is in excess of \$1,000,000, a fee of \$425 plus 10 cents for each \$1,000 in excess of \$1,000,000;
- (b) in the case of a licence referred to in clause *b* of subsection 1 of section 1, a fee according to clause *a* plus 50 per cent thereof;

- (c) in the case of a licence referred to in clause *c* of subsection 1 of section 1, a fee according to clause *a* plus 100 per cent thereof;
- (d) in the case of a licence referred to in clause *d* of subsection 1 of section 1, a fee based on the value of the land at the date of the application for the licence and according to clause *a* plus 50 per cent thereof, subject to clause *e*;
- (e) in the case of a licence referred to in clause *d* of subsection 1 of section 1 issued to a corporation without share capital that has objects of a charitable nature, a fee of 25 per cent of the fee set out in clause *d*. O. Reg. 65/54, s. 3; O. Reg. 155/55, s. 3; O. Reg. 28/56, s. 2 (1, 2).

## REFUNDS

4.—(1) Where a fee has been paid for a licence under the Act and the application for the licence is withdrawn or abandoned, then, subject to subsection 2, 50 per cent of the amount of the prescribed fee therefor shall be retained and the remainder, if any, shall be repaid to the person who paid it or to his legal representative.

(2) Where the application is in respect of a corporation that has objects of a charitable nature, the full amount of the fee that has been paid shall be repaid. O. Reg. 235/57, s. 1.

## Regulation 448

### under The Mothers' and Dependent Children's Allowances Act

#### GENERAL

##### MEDICAL ADVISORY BOARD

1.—(1) A medical advisory board consisting of three or more persons appointed by the Minister, at least one of whom is a duly qualified medical practitioner, is established.

(2) The Minister shall designate as chairman of the board a medical practitioner appointed under subsection 1. O. Reg. 191/57, s. 1.

2. The medical advisory board shall investigate the eligibility of a dependent father who is an applicant, a recipient or a beneficiary, and for this purpose shall,

- (a) review medical evidence submitted in support of the application;
- (b) obtain any additional evidence necessary to make a complete report under clauses *c* and *d*;
- (c) report to the regional administrator as to whether or not the dependent father is employable, or under what conditions he would become employable; and
- (d) review annually, and as the regional administrator requests, the mental and physical condition of the dependent father, and report to the regional administrator any change. O. Reg. 191/57, s. 2.

##### BOARD OF REVIEW

3. A board of review consisting of the Director and two or more other persons appointed by the Minister is established. O. Reg. 191/57, s. 3.

4. The board of review shall,

- (a) upon the request of an applicant, recipient, beneficiary or regional administrator, advise upon the application of the Act and this Regulation; and
- (b) examine applications made under section 5 of the Act and make recommendations as to whether or not an allowance should be granted. O. Reg. 191/57, s. 4.

##### MAXIMUM ALLOWANCES

5.—(1) The maximum allowances payable to a recipient under clauses *a* and *b* of section 2 of the Act are,

- (a) for two beneficiaries, \$120 monthly;
- (b) for three beneficiaries, \$136 monthly;
- (c) for four beneficiaries, \$150 monthly;
- (d) for five beneficiaries, \$162 monthly;
- (e) for six beneficiaries, \$172 monthly; and
- (f) for seven or more beneficiaries, \$180 monthly.

(2) The maximum allowances payable to a foster-mother under clause *c* of section 2 of the Act are,

- (a) for one beneficiary, \$30 monthly;

(b) for two beneficiaries, \$55 monthly;

(c) for more than two beneficiaries, \$55 monthly for the first two beneficiaries plus \$15 monthly for each additional beneficiary.

(3) Where a beneficiary under clause *a* or *b* of section 2 of the Act also cares for a dependent foster-child, the dependent foster-child shall, for the purposes of this Regulation, be deemed to be a dependent child. O. Reg. 191/57, s. 5 (1-3).

(4) The maximum allowances prescribed in this section shall be reduced by the amount of any benefits paid to or on behalf of a recipient or beneficiary under the *Pension Act* (Canada), the *Unemployment Insurance Act* (Canada), the *War Veterans Allowance Act* (Canada) or the *Workmen's Compensation Act*. O. Reg. 120/58, s. 1.

##### AMOUNT OF ALLOWANCES

6.—(1) For the purpose of computing the amounts of allowances, the income of an applicant or recipient under clause *a* or *b* of section 2 of the Act shall include,

- (a) the gross income from wages or salaries less an amount equal to 25 per cent of the expense of food, clothing and sundries, determined in accordance with section 7, and less the actual cost of transportation paid by the applicant or recipient while engaged in employment, up to a maximum of \$6 monthly;
- (b) 80 per cent of the gross income received from roomers or lodgers, or an amount equal to \$10 monthly per roomer or lodger, whichever is the greater;
- (c) 40 per cent of the gross income received from boarders, or an amount equal to \$22 monthly for each adult boarder and \$12 monthly for each child boarder, whichever is the greater;
- (d) 60 per cent of the gross income received from rented self-contained quarters;
- (e) 40 per cent of any allowance, assistance or pension received under,

- (i) *The Blind Persons' Allowances Act*,
- (ii) *The Disabled Persons' Allowances Act*,
- (iii) *The Old Age Assistance Act*, or
- (iv) the *Old Age Security Act* (Canada),

by any member of the applicant's or recipient's family who is living with the applicant or recipient as a member of the family;

- (f) subject to subsections 2 and 3, income from a farm;
- (g) any payments received under a mortgage, agreement for sale, or loan agreement;
- (h) any regular or periodic payments received under any annuity, pension plan, superannuation scheme or insurance benefit;

- (i) any payments received under a separation agreement or an order made in divorce proceedings; and
- (j) any payments received under an order made under *The Deserted Wives' and Children's Maintenance Act*, an order or agreement under Part III of *The Child Welfare Act*, or any agreement made between the mother and putative father of a child born out of wedlock;

but shall not include,

- (k) family allowances paid under the *Family Allowances Act* (Canada);
- (l) direct relief paid out of moneys provided by a municipality or Ontario;
- (m) pay allotted or assigned by a member of the naval, military or air forces of Canada serving on active service, except a dependant's allowance under any law of Canada respecting armed forces that has been awarded to the applicant or recipient, the spouse of the applicant or recipient or a dependent child of the applicant or recipient;
- (n) donations made by a religious, charitable or benevolent organization; or
- (o) casual gifts of small value. O. Reg. 191/57, s. 6 (1); O. Reg. 216/57, s. 1; O. Reg. 120/58, s. 2 (1, 2).

(2) For the purpose of subsection 1, the annual income from a farm shall be deemed to be,

- (a) 20 per cent of the first \$1,000 gross income or any part thereof;
- (b) 30 per cent of the second \$1,000 gross income or any part thereof; and
- (c) 40 per cent of the third \$1,000 gross income or any part thereof.

(3) Where the gross annual income from a farm is in excess of \$3,000, an applicant or recipient is not eligible for an allowance unless, in the opinion of a regional administrator, there are exceptional circumstances that justify the granting of an allowance. O. Reg. 216/57, s. 1.

7.—(1) For the purpose of computing the amounts of allowances, the monthly expenses of an applicant or recipient under clause *a* or *b* of section 2 of the Act shall be determined as follows:

1. For shelter,

- (a) rent as paid up to a maximum of \$67.50 monthly for unheated premises or \$75 monthly for heated premises; or

- (b) payments made in respect of the principal and interest on a mortgage payable and taxes and for the preservation, maintenance and use of the property, where the payments are considered by the regional administrator to be reasonable and necessary, up to a maximum of \$67.50 monthly.

2. For utilities, as paid up to a maximum of \$8.50 monthly.

3. For fuel for the months of September in each year to March in the following year, a monthly amount, up to a maximum of \$24 a month, based on the cost of coke locally and calculated on the basis of the number of rooms in column 1 and the number of pounds of coke per month in column 2 or 3 of the following Table:

TABLE  
FUEL ALLOWANCES SCHEDULE

	Column 1	Column 2	Column 3
Item	Number of rooms	Detached houses	Attached and Semi-detached houses, duplex houses, apartments, flats and rooms
1.	6	2000	1700
2.	5	1700	1400
3.	4	1400	1100
4.	3	1100	800
5.	2	800	600
6.	1	—	500

4. Where,

- (a) a beneficiary is ill as certified by a duly qualified medical practitioner; or
- (b) a house contains more than six rooms or is of faulty construction as determined by the regional administrator,

the monthly amount under paragraph 3 may be increased by an amount up to 20 per cent, but in no case shall the total amount for fuel exceed \$24 a month.

5. For food, the monthly amounts in column 2 and column 3, 4 or 5 for the foods in the headings thereof in respect of the beneficiaries in column 1 of the following Table:



TABLE

FOOD ALLOWANCES SCHEDULE

Item	Column 1	Column 2	Column 3	Column 4	Column 5
	Beneficiary	Food other than milk	Fresh milk Quarts	Evaporated milk, 16 oz. cans	Skim milk powder, lbs.
1	Adult in family of two beneficiaries	19.63	15	20	4
2	Adult in family of three or more beneficiaries	14.73	15	20	4
3	Dependent child (16 years and over)	15.58	15	20	4
4	Girl (13 - 15 years)	14.46	22	28	6
5	Boy (13 - 15 years)	16.62	22	28	6
6	Child (10 - 12 years)	14.46	22	28	6
7	Child (4 - 9 years)	12.03	22	28	6
8	Child (1 - 3 years)	8.61	26	32	7
9	Infant (under 1 year)	4.32	26	32	7

Note: Ages given are inclusive.

6. Where a recipient lives in premises from which produce is derived and used by the recipient's family, the allowances under paragraph 5 may be reduced by an amount up to 25 per cent.

7. Where an infant is being completely breast fed by a nursing mother who is an applicant or recipient, no allowances shall be made for the infant under paragraph 5.

8. Where a duly qualified medical practitioner certifies that a beneficiary is pregnant or is a nursing mother and recommends an increase in food allowances under paragraph 5, the monthly allowance may be increased,

(a) in the case of a pregnant mother during the last five months of pregnancy, to not more than thirty quarts of fresh milk, forty 16-oz. cans of unsweetened evaporated milk or eight pounds of dry skim milk powder, and by 85 cents for Vitamin D; and

(b) in the case of a nursing mother during the period of lactation, to not more than \$18.22 for food other than milk and thirty quarts of fresh milk, forty 16-oz. cans of unsweetened evaporated milk or eight pounds of dry skim milk powder, and by 85 cents for Vitamin D.

9. Where a duly qualified medical practitioner certifies that a beneficiary requires a gastric diet, low-residue diet or diabetic low-fat or high-fat diet, the monthly amounts under paragraph 5 may be increased in proportions not exceeding those in the following Table:
10. Where a duly qualified medical practitioner certifies that a beneficiary requires a gastric diet and recommends that the beneficiary take Vitamin C, the monthly amounts under paragraph 9 may be increased by not more than 60 cents.

11. Where a duly qualified medical practitioner certifies that a beneficiary requires any type of special diet other than those listed in paragraph 9 and signs a statement setting out in detail the special diet required, the regional welfare administrator may increase the monthly amounts under paragraph 5 to compensate for any additional cost.

12. For clothing, a monthly amount of,

(a) \$10 for a recipient with one dependent child;

(b) \$14 for a recipient with two dependants;

(c) \$17 for a recipient with three dependants; or

(d) \$19 for a recipient with four dependants and \$1 for each additional dependant over four.

13. For sundries, a monthly amount of \$5.

14. For premiums paid on life insurance in force when the application for the allowance is made,

(a) where the insurance is on the life of an applicant or recipient who is a mother, up to a maximum of \$5 monthly;

(b) where the insurance is on the life of an applicant or recipient who is a dependent father, up to a maximum of \$10 monthly;

(c) where the applicant or recipient is a mother whose husband is a dependent father and the insurance is on the life of the mother or the dependent father, or both, up to a maximum of \$10 monthly.
- | TABLE                                       |              |                  |                       |                        |
|---|--------------|------------------|-----------------------|------------------------|
| FOOD ALLOWANCES SCHEDULED FOR SPECIAL DIETS |              |                  |                       |                        |
|   | Gastric diet | Low-residue diet | Diabetic low-fat diet | Diabetic high-fat diet |
| 1. Food other than milk                     | 1            | 1                | 1                     | 1½                     |
| 2. Milk                                     | 2            | 1½               | 1½                    | 3                      |

15. For household maintenance, a monthly amount of \$7. O. Reg. 191/57, s. 7 (1); O. Reg. 216/57, s. 2; O. Reg. 120/58, s. 3 (1-3, 5).

(2) Where the applicant or recipient boards and lodges with another person, the expenses of the applicant or recipient for shelter and food shall be computed as the amount paid monthly for board and lodging or an amount equal to twice the monthly amounts for food determined under subsection 1, whichever is the lesser. O. Reg. 191/57, s. 7 (2).

8.—(1) Subject to subsections 1 and 4 of section 5, an allowance to a mother or dependent father who is eligible shall be equal to the expenses determined in accordance with section 7 after deducting therefrom the income determined in accordance with section 6, where the difference is \$5 monthly or more.

(2) Subject to subsection 4 of section 5, an allowance to a foster-mother shall be that maximum allowance as prescribed in subsection 2 of section 5, less the income of the foster-child, determined in accordance with section 6. O. Reg. 191/57, s. 8; O. Reg. 120/58, s. 4 (2).

#### INTERVALS AND MANNER OF PAYMENT OF ALLOWANCES

9.—(1) Subject to subsections 2 and 3, an allowance shall be paid by cheque, monthly in arrears, computed from the 1st day of the month following the month in which the allowance is granted.

(2) Where an allowance is granted after the last day of the month in which the application was received by the regional administrator and delay in making the grant is caused by circumstances wholly beyond the control of the applicant, the regional administrator may direct that the payments shall commence on an earlier date to be set by him, but that date shall not be before the date on which the regional administrator receives the application or more than four months before the date on which he grants the allowance, whichever is the later.

(3) Where a recipient ceases to be eligible for an allowance and on a new application therefor another person caring for the same dependent child, children, foster-child or foster-children is eligible for an allowance, the regional administrator may direct that payment of the allowance to that person shall commence from the 1st day of the month following the month in which the recipient ceased to be eligible.

(4) Where a recipient ceases to be eligible for an allowance before the 15th day of a month, the regional administrator may direct that only 50 per cent of the allowance be paid for that month. O. Reg. 191/57, s. 9.

#### FURTHER QUALIFICATIONS

10.—(1) In this section, "liquid assets" means cash, bonds, debentures, stocks and any other assets that can be converted readily into cash, and includes the beneficial interest in assets held in trust and available to be used for maintenance, but does not include a debt owing on the security of a mortgage, the cash surrender value of an insurance policy or an amount due or paid pursuant to a judgment for damages in favour of a child or children in respect of whom an allowance is applied for or allowed. O. Reg. 191/57, s. 10 (1).

(2) An applicant who is a mother or a dependent father is not eligible for an allowance where the applicant, the spouse of the applicant and the children of the applicant own total liquid assets in excess of an amount equal to \$1,000 for an applicant with one dependant and \$200 for each additional dependant.

(3) An applicant who is a foster-mother is not eligible for an allowance on behalf of a foster-child where the foster-child owns liquid assets in excess of \$500.

(4) Where an allowance granted under *The Mothers' Allowances Act, 1952* is being paid to a beneficiary who has complied with subregulation 3 or 4 of regulation 15 of Ontario Regulations 194/56, the allowance may be continued under this Act and this Regulation and the monthly or other periodic payments shall be counted as income. O. Reg. 216/57, s. 3.

11.—(1) Where a total interest or estate in real property, other than that used by the applicant as a dwelling place, is owned by an applicant who is a mother or dependent father or by the spouse of the applicant, the applicant is not eligible for an allowance unless the applicant agrees to such arrangement or disposition of the interest or estate as the regional administrator deems advantageous for the care of the applicant's children.

(2) Where a foster-child owns an interest or estate in real property, other than that used as a dwelling place by the foster-child, an applicant who is a foster-mother is not eligible for an allowance on behalf of the foster-child unless an arrangement or disposition of the interest or estate, satisfactory to the regional administrator, is made for the care of the applicant's foster-children. O. Reg. 216/57, s. 4, revised.

12. Where, within three years preceding the date of application, or at any date subsequent thereto, an applicant who is a mother or dependent father, or the spouse of the applicant, has made an assignment or transfer of liquid assets or real property and, in the opinion of a regional administrator, the consideration for the assignment or transfer was inadequate or the assignment or transfer was made for the purpose of qualifying the applicant for an allowance, the regional administrator may refuse to grant an allowance to the applicant or he may reduce the amount of allowance granted to compensate for the inadequate consideration. O. Reg. 216/57, s. 4, revised.

13. An applicant who is a mother, and

- (a) is regularly employed for more than twenty-four hours each week; or
- (b) if not regularly employed, is employed more than twenty-four hours each week for a period of more than eight consecutive weeks,

is not eligible for an allowance. O. Reg. 216/57, s. 4, revised.

#### APPLICATIONS FOR ALLOWANCES

14.—(1) An application for an allowance shall be made to a regional administrator in Form 1.

(2) A field worker shall fill out and complete the application in the presence of the applicant and the applicant shall sign the application in the presence of the field worker.

(3) The field worker shall immediately send the completed application and material in support of the application to the regional administrator. O. Reg. 191/57, s. 12.

15.—(1) An application in Form 1 shall be accompanied by a consent to inspect assets in Form 3.

2) An application by a mother or a dependent father whose spouse has deserted shall be accompanied by a statutory declaration of the applicant in Form 2.

(3) An application by a mother whose child was born out of wedlock shall be accompanied by a statutory declaration of the applicant in Form 4.

(4) An application by a mother who is divorced shall be accompanied by a statutory declaration of the applicant in Form 5.

(5) Except as provided in subsection 6 or 7, if a dependent father is to be a recipient or a beneficiary, the application shall be accompanied by a report of a duly qualified medical practitioner in Form 6.

(6) A report of a duly qualified medical practitioner in Form 4 of Regulation 114 of Revised Regulations of Ontario, 1960, made under *The Disabled Persons' Allowances Act*, may be accepted in lieu of Form 6.

(7) Where a dependent father is a patient or resident of a recognized public institution, a statement signed by a duly qualified medical practitioner may be accepted in lieu of Form 6. O. Reg. 191/57, s. 13.

16.—(1) Where a mother is divorced and applies for an allowance, she shall submit with her application the final decree or judgment or the Act dissolving the marriage, or a copy thereof certified by the proper officer.

(2) An applicant shall furnish to the satisfaction of the regional administrator,

- (a) proof of the date of birth of a child or foster-child in respect of whom an allowance is applied for;
- (b) in the case of a mother whose child or children were born in wedlock, proof of her marriage; and
- (c) where the death of the spouse of the applicant or the death of the parent of a child or foster-child in respect of whom an allowance is applied for is indicated in the application, proof of such death. O. Reg. 191/57, s. 14.

TRANSFER, SUSPENSION AND CANCELLATION OF ALLOWANCES

17.—(1) Where, in the opinion of a regional administrator, a recipient does not expend his or her allowance towards the care of the child or children in respect of whom the allowance is paid, or is incapacitated, or is incapable of handling his or her allowance, the regional administrator may,

- (a) appoint a person to act as a trustee for the recipient and the allowance may be paid for the benefit of the recipient and his or her dependants to the person appointed as a trustee; or
- (b) suspend the allowance. O. Reg. 216/57, s. 5, revised.

(2) The regional administrator may suspend or cancel an allowance for any reason that an application therefor could be refused.

(3) A regional administrator may refuse to grant or may suspend or cancel an allowance where,

- (a) the applicant or recipient is able to care for her dependants while she is employed full-time;
- (b) suitable employment is available for the applicant or recipient; or

(c) the applicant or recipient is unwilling to accept employment. O. Reg. 191/57, s. 15 (2, 3).

REGIONAL ADMINISTRATORS

18. For the purposes of computing the monthly expenses of coke and milk under section 7, a regional administrator shall determine the current uniform average prices for coke and milk in the region under his jurisdiction. O. Reg. 191/57, s. 16.

FIELD WORKERS

19. In respect of any duty performed or service rendered under the Act or regulations, a field worker shall not charge any fee to, or receive any remuneration from or on behalf of, any beneficiary or applicant for an allowance. O. Reg. 191/57, s. 17, revised.

20. A field worker shall,

- (a) at the request of the regional administrator,
  - (i) verify any statements in an application for an allowance,
  - (ii) investigate the circumstances under which the child or children in respect of whom the allowance is applied for are being cared for, and
  - (iii) investigate the suitability of the applicant to receive an allowance;
- (b) investigate and report on any matter concerning a recipient as the Minister, the Director or a regional administrator requests;
- (c) at least every four months and at such other times as the regional administrator directs, submit a report on the circumstances of a recipient that might affect the continuance or otherwise of payment of the allowance; and
- (d) by friendly advice assist each recipient assigned to him in any matter relating to the allowance and expenditure thereof. O. Reg. 191/57, s. 18; O. Reg. 120/58, s. 6.

MEDICAL AND DENTAL SERVICES

21.—(1) A beneficiary, other than a beneficiary who is an Indian and eligible for medical services under the *Indian Act* (Canada), is entitled without cost to receive medical services provided under any agreement in writing in force from time to time between the Crown in right of Ontario and the Ontario Medical Association.

(2) A beneficiary under sixteen years of age, other than a beneficiary who is an Indian and eligible for dental services under the *Indian Act* (Canada), is entitled to dental services provided under any agreement in writing in force from time to time between the Crown in right of Ontario and the Royal College of Dental Surgeons of Ontario. O. Reg. 149/60, s. 1.

Form 1

*The Mothers' and Dependent Children's Allowances Act*

APPLICATION FOR AN ALLOWANCE

A. By a Mother ☐ or by a dependent Father ☐ : B. By a Foster-Mother ☐

The words father and mother in part A refer to the natural father and mother of the child or children in respect of whom the application is made. When a natural parent is the applicant, part B need not be completed. Where a foster-mother is the applicant both parts A and B are to be completed.

1. NAME OF APPLICANT

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Surname

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Given Name(s)

ADDRESS

Number

Street or Rural Route

City, Town, Village or P.O. Township County



## PART A. PARTICULARS OF PARENT(S) AND CHILDREN:

Mother's Maiden Name:	Has name been changed other than by marriage?	Religion:
	Yes <input type="checkbox"/> No <input type="checkbox"/> Former Name:	

## 2. MARITAL STATUS AND CASE CLASSIFICATION

Married*	Date	Place	Proof	Previous Marriages: Mother? Yes <input type="checkbox"/> No <input type="checkbox"/> Father? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Widowed* <input type="checkbox"/>				Cause of Mother's or Father's Death:	
Deserted* <input type="checkbox"/>	Divorced* <input type="checkbox"/>	Dependent Father* <input type="checkbox"/>		Child Born* out of Wedlock <input type="checkbox"/>	Penal Institution* <input type="checkbox"/>
		Recipient Beneficiary <input type="checkbox"/>	At Home <input type="checkbox"/> Hospital <input type="checkbox"/>		Special Circumstances* <input type="checkbox"/>

### 3. PERSONAL DATA

N.B.: \* Means supplementary forms or supporting documents must be attached; † Means full explanation required in narrative.



4. FAMILY

Mother's Relatives	Rel.	Address	Father's Relatives	Rel.	Address

5. RESIDENCE

Show Mother's or Father's Residence in Ontario immediately prior to application:	Years	Months
Previous Addresses in past two years:		

6A. REAL PROPERTY

Property and Location	P. or C.	R. V. O.	Date Purchased	Purchase Price \$	Present Market Value \$	Assessed Value \$	Mortgages			Taxes	
							Full Amount	Principal Payment	Interest %	Yearly \$	Arrears \$
1.							1. 2.				
2.							1. 2.				
3.							1. 2.				

Give Details of Mortgages below:


6B. TRANSFER OF PROPERTY—REAL OR PERSONAL

Have any properties—such as real estate, stock, equipment, assets, etc.—been transferred within previous five years—by gift, sale, quitclaim, or foreclosure? Give particulars*	Yes <input type="checkbox"/>
	No <input type="checkbox"/>

7. LIVING CONDITIONS, INCOME AND EXPENSES

A. Number Rooms:	Type of Dwelling:	Type of Fuel:
------------------	-------------------	---------------

B. Monthly Income (not shown in Items 8, 9, 10 & 11)

(i) Non-dependent persons in home	Room	Board	Both	Mthly.	Ctd.:	Room	Board	Both	Mthly.
				\$					\$
				\$					\$
(ii) Check for:						Type	Monthly		
Rentals;* Farm/Business Revenue;* Mortgage receivable;* Loan Agreement; Annuities; Pensions; Insurance Benefits; Maintenance Agreement* or Order; Income of Qualifying Children:							\$		
							\$		
							\$		
							\$		

C. Monthly Expenses (non-scheduled and not shown in Item 6A)

Rent: Heated Premises? Yes <input type="checkbox"/> No <input type="checkbox"/>	Monthly \$	Insurance: Mother \$.....; Father \$.....	Monthly \$
Utilities: Electricity....; Gas....; Water....	\$	Board and Lodging	\$

8. WORK

A. Employment (describe Mother's and Father's future plans fully in narrative)

i. Is mother presently working? Yes <input type="checkbox"/> * No <input type="checkbox"/>   If "Yes", no. hours a week   Earnings \$	
Type of employment:	
ii. If mother not working, outline previous employment:	
iii. If suitable work became available would mother accept it? Yes <input type="checkbox"/> No <input type="checkbox"/>	
iv. Father's previous employment: Type and Place: For Years	
v. Does dependent father have part-time earnings? Yes <input type="checkbox"/> No <input type="checkbox"/>   If Yes, describe †   Monthly \$	

B. Unemployment Insurance

	Mother	Father
i. Has mother or father contributed to U.I. Fund?	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
ii. If "Yes", show U.I. Number (including prefix letter)	No.	No.
And date of last contribution:	D. M. Y. Date	D. M. Y. Date
iii. Are U.I. benefits now being paid?	Yes <input type="checkbox"/> No <input type="checkbox"/> \$	Yes <input type="checkbox"/> No <input type="checkbox"/> \$

N.B.: \*Means supporting forms or supporting documents must be attached; † Means full explanation required in narrative.

9. PUBLIC ASSISTANCE

List assistance currently received or previously applied for (including M.D.C.A.)

Check for each item below	Type	M./F.	Date began or applied for	Amount \$
Has mother or father ever received or applied for M.A. or M.D.C.A.? Yes <input type="checkbox"/> No <input type="checkbox"/>				
Is unemployment relief in pay? Yes <input type="checkbox"/> No <input type="checkbox"/> O.A.A., O.A.S., B.P.A., D.P.A., Rehab. Family allowances, Workmen's Compensation, Indian Relief, Post San. Care, U.S. Social Security?				

10. MILITARY SERVICE AND ALLOWANCES

Mother Father

A. i. Service in Canadian Armed Forces? Service in other armed forces?	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
ii. Was such service in a theatre of war? If "Yes" give service number:	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
iii. Does mother or father receive, (a) a pension under the Pension Act (Canada)? (b) an allowance or benefit under the War Veterans' Act (Canada)?	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
iv. Has mother or father applied for any pension under these Acts?	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
B. Does mother or father receive any assigned service pay?	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>

11. OTHER INCOME

Is any future income expected from any source? Yes ☐ No ☐ If yes, describe fully in narrative.

12. ESTATE OF DECEASED MOTHER OR FATHER OR BOTH

i. Was there any estate?

Yes☐No☐

ii. Was there a will?

Yes☐No☐

iii. Was probate or letters of administration applied for?

Yes☐No☐

iv. Name and address of executor or administrator, or reason none appointed:

v. Attach copy of surrogate court record, executor's statement or explain:

13. ASSETS

A. (i) Check for each item shown and give full description of any held by mother, father or dependent children at the time of application.

Type	Yes	No	Description	M/F/C	Amount
1. Cash on hand					
2. Bank Accounts:*					
Parents'					
Children's					
3. Credit Unions					
4. Safety Deposit Box					
5. Bonds, Stocks, Shares					
& Other Securities					
6. Mortgage Receivable*					
7. Loans, Notes					
8. Accounts Collectable					
9. Official Guardian					
or Public Trustee					
(Money in Trust)					
10. Automobile or Truck†					
11. Interest in Business					
12. Other					

A. (ii) Are any future assets expected? (Such as unadjusted claims, insurance, an inheritance, or lawsuit pending) Yes☐No☐If yes, describe fully in narrative.

B. Check for above twelve types of assets at the time of the mother's or father's death:

Number or Type	Description	Amount
		\$

C. Show disposal of assets listed in "B" above since time of mother's or father's death.

Number or Type	Particulars	Verified		Amount
		Yes	No	
				\$

(Note: Total of B. less C. should approximate total of A. above.)

D. Insurance (Only in respect of paid-up policies on deceased Mother or Father).

Policy Number	M./F.	Full Name and Address of Company	Beneficiary	Rel.	Amount
					\$

N.B.: \* Means supplementary forms must be attached; † Means full explanation required in narrative.

#### 14. DEBTS

A. Name of Creditor	Details	Verified		Amount
		Yes	No	
				\$

B. Particulars of foster-mother.

Marital status and residence

Single <input type="checkbox"/>	Married <input type="checkbox"/>	Widowed <input type="checkbox"/>	Divorced <input type="checkbox"/>	Separated <input type="checkbox"/>	Residence in Ontario: Yrs.                      Mths.	
		Religion	Age	General Health	Occupation	Monthly Income
Foster-mother						\$
Husband						\$
Date children taken into care of foster-mother:		Relationship of foster-mother to children:			Has foster-mother sufficient income to maintain children? Yes <input type="checkbox"/> No <input type="checkbox"/>	
Is foster-mother living in children's home? Yes <input type="checkbox"/> No <input type="checkbox"/>		If "No", describe accommodation:				No. rooms:
Is foster-mother employed? Yes <input type="checkbox"/> No <input type="checkbox"/>		If "Yes", give hours work . . . . . a.m. to . . . . . p.m.				If "Yes", who cares for children in her absence?
Has previous application been made on behalf of children? Yes <input type="checkbox"/> No <input type="checkbox"/>		If "Yes", by whom?				Date:

Do these children have any brothers or sisters under 18? Yes ☐ † No ☐ If "Yes", list names and address:



15. ADDITIONAL EXPLANATIONS REGARDING ITEMS A: 1-14; B 1-4

16.	CERTIFICATE	&	CONSENT
To the best of my knowledge, information and belief the answers I have given and the statements I have made in completing this application are true and correct and I have not knowingly withheld any information or relevant fact.		To WHOM IT MAY CONCERN:	
		I consent to the disclosure of any confidential information in respect of myself, my children or the father of my children to a field worker or representative of the department of Public Welfare of Ontario; and direct that the information be given to such field worker or representative as he requests.	
Dated at.....			
this.....day of....., 19....		(witness)	(applicant's signature)

17.	FIELD WORKER'S VERIFICATION			
I certify that I have verified to the best of my ability the following information given by the applicant in completing this application:				
1. Dependent children living with applicant, as shown in item 3.	4. Income and living expenses as shown in item 7.			
2. Residence as shown in item 5 or Part B, item 2.	5. Income as shown in items 8, 9, 10 and 11.			
3. Real property as shown in item 6A.	6. Assets as shown in item 13.			
	7. Details as shown in Part B.			
and that this application was <input type="checkbox"/> was not <input type="checkbox"/> completed in the applicant's home. (If "not", give brief explanation.)				
Date	D	M	Y	Dist. Office No.....
				(field worker's signature)

18. THE FOLLOWING FORMS, DOCUMENTS AND CERTIFICATES ARE ATTACHED:

N.B.: \*Means supplementary forms or supporting documents must be attached; † Means full explanation required in narrative.

O. Reg. 191/57, Form 1.

Form 2

DECLARATION AS TO DESERTION

DOMINION OF CANADA  
PROVINCE OF ONTARIO

IN THE MATTER OF *The Mothers' and Dependent Children's Allowances Act* and of the application of

TO WIT: .....

(name of mother/father)

for an allowance

I.....

of the..... of.....

in the County of.....

## DO SOLEMNLY DECLARE

1. THAT my husband/wife .....deserted me on the .....  
(name)  
day of....., 19...
2. THAT he/she has not been heard of for at least six months.
3. THAT I have not seen him/her or heard of him/her, nor have I heard from him/her either directly or indirectly since ..... , 19 ..
4. \*THAT he has not since....., 19...in any way contributed directly or indirectly to my support or the support of my children of whom he is the father and on whose behalf the Mothers' and Dependent Children's Allowance is to be paid.
5. \*THAT a charge of non-support under *The Deserted Wives' and Children's Maintenance Act* was laid at ..... in....., 19 ..

NOTE: \*Items 4 and 5 to be completed only in cases where a deserted mother is the applicant.

AND I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at the.....

of..... (signature)

this ..... day of

....., 19..

.....

A Commissioner, etc.

O. Reg. 191/57, Form 2.

## Form 3

## CONSENT TO INSPECT ASSETS

I,....., an applicant for an allowance under *The Mothers' and Dependent Children's Allowances Act*,

and I,....., spouse of the above applicant, consent that:  
(complete only where applicable)

1. Any person authorized under the Act inspect and have access to any account held by me alone, or jointly, in any bank, trust company or other financial institution or to any assets held in trust for me by any person, or any records relating to any of them.
2. Any person authorized under the Act secure information in respect of any life or accident insurance policy on my late spouse,.....  
(complete only where applicable)

Dated at....., this..... day of....., 19..

..... witness

..... signature of applicant

..... (address)

Dated at....., this..... day of....., 19..

..... (witness)

..... (signature of spouse where applicable)

..... (address, if different)

O. Reg. 191/57, Form 3; O. Reg. 149/60, s. 2.

Form 4

DECLARATION AS TO CHILDREN BORN OUT OF WEDLOCK

DOMINION OF CANADA  
PROVINCE OF ONTARIO

IN THE MATTER OF *The Mothers' and Dependent Children's Allowances Act* and of the application of

TO WIT:

(name of mother)

for an allowance.

I, .....  
of the ..... of .....  
in the County of .....

DO SOLEMNLY DECLARE

1. That I am the mother of each child on whose behalf an application has been made.
2. That after the child's birth,
- ☐ (a) No provision was made for maintenance by the putative father of the child or children on whose behalf application for an allowance is made;

☐ (b) Provision for maintenance was secured from the putative father through a private agreement to pay \$..... ☐ weekly, ☐ monthly or ☐ otherwise.....; (give details)

☐ (c) Provision for maintenance was secured from the putative father under section 43 of *The Child Welfare Act* to pay \$..... ☐ weekly ☐ monthly or ☐ other.....; or (give details)

☐ (d) Provision for maintenance was secured from the putative father through an Affiliation Order, under section 52 of *The Child Welfare Act* to pay \$..... ☐ weekly, ☐ monthly or ☐ otherwise..... towards the child's support. (give details)
- \*3. ☐ That the putative father has not in any way contributed directly or indirectly to my support or the maintenance of the child or children on whose behalf application for an allowance is made, since.....  
....., 19....

AND I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before at the .....  
of .....  
this .....  
day of ....., 19....

(signature)

.....  
A Commissioner, etc.

\*NOTE: Item 3 to be checked and completed only if applicable.

## Form 5

## DECLARATION AS TO DIVORCE

DOMINION OF CANADA  
PROVINCE OF ONTARIOIN THE MATTER OF *The Mothers' and Dependent Children's  
Allowances Act*, and of the application of

TO WIT:

(name of mother)

for an allowance.

I, .....,  
 of the ..... of .....  
 in the County of .....

## DO SOLEMNLY DECLARE

1. THAT by a final decree, judgment, or the Act dissolving my marriage, dated.....  
 (day, month, year)

and issued out of.....  
 (name of court)

I was divorced from.....  
 (name in full)

the father of my children named hereunder.

2. THAT I was awarded custody of the following children of whom I am the mother:

..... (name of child)	..... (name of child)
..... (name of child)	..... (name of child)
..... (name of child)	..... (name of child)

3. THAT in the proceedings,

☐ (a) no provision was made for maintenance; or

☐ (b) provision was made for maintenance whereby the father was obligated to pay \$.....  
☐ weekly or ☐ monthly.

4. \* ☐ THAT he has not since....., 19...in any way contributed directly or indirectly to my support or the maintenance of the above-named children.

NOTE: \* Item 4 to be checked and completed only if applicable.

AND I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at the.....  
 of.....  
 this.....  
 day of....., 19.....

(signature)

A Commissioner, etc.

O. Reg. 191/57, Form 5.



DISTRICT OFFICE MAILSTAMP	Form 6	
	<i>The Mothers' and Dependent Children's Allowances Act</i>	
	MEDICAL REPORT FOR PERMANENTLY UNEMPLOYABLE DEPENDENT FATHER	RECEIVED: MEDICAL ADVISORY BOARD

TO REGIONAL ADMINISTRATOR, DISTRICT WELFARE OFFICE.....:

Name of man examined.....  
(surname—please print) (given names)

Address.....

1. Age: Appears to be.....years; States birthdate was.....  
(day, month, year)

2. History of present illness (in chronological order give date of onset and describe progress of symptoms in detail, using dates):  
.....  
.....  
.....

3. Present complaints or symptoms (number in order of prominence and give the duration of each; give also the frequency, duration and severity of any attacks; show the degree of disability now present; state the amount of exercise or work required to precipitate any attacks):  
.....  
.....  
.....

4. Previous significant illness (give approximate dates):  
.....  
.....  
.....

5. Occupational history (describe types of work):  
.....from.....to.....  
.....from.....to.....  
.....from.....to.....  
.....from.....to.....

6. If not shown above, state what work this man has done within the past year:  
.....  
.....

7. Present activities or daily manner of living (state what man is accustomed to do each day, particularly what work or activities he engages in; state if bedridden):  
.....  
.....  
.....

8. If now in hospital: give name and location of hospital.....date of admission.....  
probable duration of stay in hospital.....

9. General observations:

- |                           |                    |
|---------------------------|--------------------|
| i. Appearance.....        | v. Posture.....    |
| ii. Development.....      | vi. Gait.....      |
| iii. Nutrition.....       | vii. Distress..... |
| iv. Mental Alertness..... | viii. Other.....   |

10. Physical examination (record findings requested and any other positive findings):

Temperature (by mouth).....; Height.....; Weight (stripped).....; Pulse (at rest).....  
.....; Respirations.....; Blood Pressure..... (systolic)..... (diastolic)  
.....

11. Detailed findings regarding the complete examination of the system(s) affected to the point of causing disability (supply or attach X-ray or laboratory findings). For example—in cardiovascular disease: condition of peripheral arteries; location of apex beat; heart sounds; rate; rhythm; time and location of any murmurs; pulse, respirations and blood pressure, before, immediately after and 2 minutes after 15 toe touches; signs of myocardial failure (dependent oedema, rales at lung bases, enlarged liver); electrocardiogram, orthodiagram.

.....  
.....  
.....  
.....  
.....  
.....

12. Record of hospitalization, investigation, consultations or clinic examinations (for the present illness). Attach copies of any reports available from these sources:

at or by ..... on.....  
at or by ..... on.....  
at or by ..... on.....  
at or by ..... on.....

13. Diagnosis (give completely, indicating etiology where possible; list approximate order of importance in this case):

.....  
.....  
.....  
.....

14. Treatments (for the disabling condition, check item applicable):

- ☐ (a) received but discontinued. Dates: commenced.....; discontinued.....  
Reasons for discontinuance.....  
.....
- ☐ (b) now being received. Name and address of attending physician.....  
.....
- ☐ (c) required or recommended. If hospitalization required state what arrangements have been made for admission and to what hospital or sanitarium.  
.....  
.....

15. (a) Is this man unemployed now by reason of a mental or physical disability..... If "yes", when  
(yes/no)  
was he last able to undertake gainful work?.....  
(b) Does any known type of treatment offer any likelihood of rendering him employable?.....  
(yes/no)  
Explain nature of treatment.....  
.....
16. With or without treatment would you expect sufficient recovery to take place in the mental or physical  
condition of this man at any time in the future to render him employable.....  
(yes/no)
17. Remarks.....  
.....  
.....  
.....  
.....
18. Certificate: The above-named man was examined by me at.....on.....,  
and the above report contains my findings and considered opinion at that time.  
.....  
(signature of examining physician).....(address)  
(Please print name and address or write plainly)





## Regulation 449

### under The Motor Vehicle Fuel Tax Act

#### EXEMPTIONS

¶1. The following products are excluded from the Act except when any of them is blended, compounded, mixed or combined with any other product that is not excluded from the Act:

1. Gasoline.
2. Aviation fuel.
3. Jet fuel.
4. Turbo jet fuel.
5. Bunker fuel.
6. Liquefied petroleum gas.
7. Any product that is a solvent, naphtha or thinner that is obtained from a petroleum origin or from the destructive distillation of coal, wood or wood products, or is produced by fermentation or by synthetic chemical reaction.
8. Any product that is a compound or blend comprised wholly of two or more of the products mentioned in paragraph 7.
9. Any other product that is of a petroleum origin except when its use or its intended use by the consumer is to supply motive power to drive a motor vehicle on a highway or in connection with the construction or maintenance of a highway. O. Reg. 90/57, s. 1.



## Regulation 450

### under The Municipal Act

#### ATTENDANCE CREDITS FOR JAIL EMPLOYEES

1. In this Regulation, "jail employee" includes a jailer. C.R.O. 1950, Reg. 303, s. 1.

2.—(1) A jail employee is entitled to a credit of  $1\frac{1}{2}$  days for each month of regular attendance.

(2) The credits shall be cumulative and entered in a register maintained in the office of the jail.

(3) Where a jail employee has accumulated credits before the 5th day of May, 1950, the jail employee is entitled to credits equal in number to those accumulated credits in addition to any credits to which he becomes entitled under subsection 1 or 2. C.R.O. 1950, Reg. 303, s. 3.

3. There shall be paid to a person having more than five years' service who ceases to be a jail employee, or to his personal representative, an amount computed on the basis of his pay at the date of leaving the service for a period equal to 50 per cent of the value of his credits or fraction thereof, but the amount shall not,

- (a) exceed six months' pay; or
- (b) be computed on any credits earned by a jail employee after he ceases to contribute to the Fund under *The Public Service Superannuation Act*. C.R.O. 1950, Reg. 303, s. 4.

4. No credits shall be given in any month to a jail employee who is absent from duty in that month,

- (a) for more than six days for any reason other than vacation leave-of-absence; or
- (b) without leave. C.R.O. 1950, Reg. 303, s. 5.

#### LEAVE OF ABSENCE

5.—(1) Subject to subsection 2, no jail employee shall receive pay for absence caused by sickness in excess of his accumulated credits.

(2) Where a jail employee has served more than one year, he may be paid for absence caused by sickness to the extent of thirty days in excess of his credits.

(3) Any payments in excess of credits made under subsection 2 shall be charged against the future credits to which the jail employee becomes entitled.

(4) After three days' absence caused by sickness, no leave with pay shall be allowed unless a certificate of a duly qualified medical practitioner is forwarded to the jailer, certifying to the inability of the jail employee to attend to his official duties.

(5) A jail employee may be required to submit the certificate required under subsection 4 for a period of absence up to three days.

(6) Upon any special or compassionate grounds, leave of absence with pay may be granted for not more than six days in any year to a jail employee and the period of leave shall be charged against the credits of the jail employee. C.R.O. 1950, Reg. 303, s. 6.

6. Where a jail employee,

- (a) is absent for a period in excess of his accumulated credits by reason of injuries caused by another person; and
- (b) recovers damages by way of action or settlement from the other person in excess of the amount required to pay the jail employee's actual out-of-pocket expenses caused by his injuries,

the jail employee shall refund to the extent of the excess any payments of salary received in excess of his credits. C.R.O. 1950, Reg. 303, s. 7.

#### SPECIAL LEAVE OF ABSENCE

7. The Minister of Reform Institutions may grant leave of absence without pay for not more than six months to a jail employee and, subject to the approval of the Lieutenant Governor in Council, any additional leave of absence with or without pay. C.R.O. 1950, Reg. 303, s. 8.

#### VACATIONS

8.—(1) Vacation leave-of-absence for jail employees shall,

- (a) accumulate at the rate of  $1\frac{1}{2}$  days for each month of service;
- (b) be taken within eighteen months,
  - (i) of his appointment to the service, or
  - (ii) from the date of return to duty from the last vacation-leave,

whichever is the later date; and

- (c) be taken at such time as the jailer determines.

(2) A jail employee is not entitled to a vacation leave-of-absence under subsection 1 until he has completed six months' service. C.R.O. 1950, Reg. 303, s. 9 (1, 2).

(3) Subject to the approval of the jailer, a jail employee may accumulate vacation leave-of-absence for a period of not more than two years, and the jailer shall report forthwith his approval of the accumulation to the Chief Inspector. C.R.O. 1950, Reg. 303, s. 9 (3), *amended*.

(4) Special holidays granted during vacation leave-of-absence shall be computed as part thereof, but no other holidays shall be computed therein. C.R.O. 1950, Reg. 303, s. 9 (4).

#### ATTENDANCE

9.—(1) Each jailer shall keep and maintain an attendance register.

(2) A jail employee shall personally register in the attendance register upon his arrival and departure and at the recess.

(3) The attendance register shall be accessible only at the times set for the daily arrival, departure and recess of jail employees. C.R.O. 1950, Reg. 303, s. 10, *revised*.

10. No jail employee shall absent himself from duty unless he,

- (a) obtains permission of the jailer or the official in charge; and
- (b) registers the time of leaving and enters into the remarks column of the attendance register the name of the person granting him permission. C.R.O. 1950, Reg. 303, s. 11.

11. Where a jail employee works overtime, compensating leave-of-absence may be granted within one month of the time the overtime was worked. C.R.O. 1950, Reg. 303, s. 12.

#### DEATH OF JAIL EMPLOYEES

12. Where a jail employee who has served more than six months dies, there shall be paid to the personal representative of the jail employee the salary,

- (a) for the balance of the month in which he died; and
- (b) for any vacation leave-of-absence accruing to the jail employee in excess of the period represented by the amount paid. C.R.O. 1950, Reg. 303, s. 14.

13. Where a jail employee is on duty in a jail on a holiday, he shall be granted a day off duty in the month immediately following the month in which the holiday occurred. C.R.O. 1950, Reg. 303, s. 15.



## Regulation 451

### under The Municipal Act

#### PENSION PLAN FOR MUNICIPAL EMPLOYEES

1. This Regulation applies to by-laws that provide for pensions for employees or any class thereof and that are passed by municipalities and local boards under paragraph 59 of section 377 of the Act. O. Reg. 162/59, s. 1.

2. A pension shall be limited to an annuity payable in periodic instalments at least as long as the employee lives and commencing on the retirement date of the employee or, in the case of an employee who is retired on account of sickness or disability, commencing within thirty-one days after the date he retires, and shall be provided out of payments by the municipality or local board and deductions from the salary, wages or other remuneration of the employee and the interest thereon. O. Reg. 162/59, s. 2.

3.—(1) Pension plans shall be,

- (a) by contract with Her Majesty in accordance with the *Government Annuities Act* (Canada);
- (b) by contract with an insurer licensed under *The Insurance Act*;
- (c) funded by agreement with a trustee being a trust company incorporated under the laws of Canada or any province thereof and registered under *The Loan and Trust Corporations Act*; or
- (d) by a combination of any of the methods referred to in clauses a, b and c.

(2) A pension plan under clause c of subsection 1 or a combination of methods that include clause c shall, in the written opinion of a qualified actuary, be actuarially sound. O. Reg. 162/59, s. 3.

4.—(1) Every employee who is employed when the pension plan comes into effect shall be given the right to elect to join the plan,

- (a) if he is then eligible, within a stipulated time after the plan comes into effect; or
- (b) if he is not then eligible, within a stipulated time after he becomes eligible,

but, if the employee does not elect to join the plan within the time stipulated, he shall not be entitled to any contributory payment by the municipality or local board under clause a of section 7.

(2) Subject to subsection 1, every employee who is eligible, other than an employee who enters the employment after he has reached normal retirement age, shall be required to participate in the pension plan and to continue to participate during his employment. O. Reg. 162/59, s. 4.

5. Every pension plan shall require that to be eligible an employee shall be a permanent employee. O. Reg. 162/59, s. 5

#### PAYMENTS

6.—(1) Each employee participating in the pension plan,

- (a) shall be required to contribute regular payments; and

(b) may make larger payments than the minimum required by the plan.

(2) Payments shall be calculated as a percentage of the employee's salary or wage.

(3) The percentage referred to in subsection 2 shall be the same for all employees under the plan.

(4) All payments shall be made through the municipality or local board. O. Reg. 162/59, s. 6.

7. Contributing payments to a pension plan by a municipality or local board shall not exceed,

- (a) an amount that will purchase an annuity of \$25 for each completed year of an employee's service prior to the commencement date of the plan, excluding any years of service prior to forty years before the normal retirement age of a male employee and thirty-five years before the normal retirement age of a female employee and including any years absent from his employment while in the service of Her Majesty's Forces; and
- (b) the amount paid by the employee under clause a of subsection 1 of section 6 in respect of service after the commencement date of the pension plan. O. Reg. 162/59, s. 7.

8. The administrative costs and expenses of a pension plan under clause c of subsection 1 of section 3 or, where the pension plan is a combination of methods that include clause c, the administrative costs and expenses of the part thereof that is under clause c shall be paid out of the moneys contributed to the plan. O. Reg. 162/59, s. 8.

#### CASH WITHDRAWALS

9. Subject to section 10, payments to a pension plan shall not be withdrawn, except,

- (a) where an employee leaves the service of the municipality or local board before reaching normal retirement age and the money standing to the credit of the employee would produce at normal retirement date an annuity of less than \$120, the plan may provide that in that case if the employee elects to take a refund he shall be paid a sum not less than his contributions; or
- (b) where the plan so provides, an employee leaving the service of the municipality or local board for the reason that he has become permanently unemployable because of mental or physical disability as established by medical evidence satisfactory to the employer, shall be paid the amount standing to his credit, unless he elects to receive a pension commencing in the month after the date he leaves the service of the municipality or local board and computed in the manner provided in section 10. O. Reg. 162/59, s. 9; O. Reg. 280/60, s. 1.

10. Subject to clause h of paragraph 59 of section 377 of the Act, a pension plan shall provide that, where an employee leaves the service of a municipality or local board before reaching normal retirement age, he shall receive a paid-up policy providing for such annuity as the funds standing to his credit together with interest

thereon will then purchase, commencing on the retirement date and payable in periodic instalments. O. Reg. 162/59, s. 10.

**11.—(1)** Where a person dies before his annuity payments commence, his beneficiary named under the plan or, if none is named, his estate is entitled to payment in full of his payments to the pension plan together with the payments made by the municipality or local board on his behalf, with interest. O. Reg. 280/60, s. 2.

**(2)** Where a person dies after his annuity payments commence, his beneficiary named under the plan or, if none is named, his estate is entitled to payment of the amount or amounts required by the terms of the plan to be payable. O. Reg. 162/59, s. 11 (2).

**12.** Where a pension plan provides that an employee may remain in the service of the municipality or local board after attaining normal retirement age, the pension plan shall provide that,

- (a) the employee's service shall be for a period of one year renewable by the municipality or local board for further periods of one year each;
- (b) the pension shall not commence until his actual retirement; and
- (c) the employee may elect that his payments and the contributing payments by the municipality or local board shall cease, or that his payments and the contributing payments shall continue to be made until his service terminates or until the amount at the credit of the employee will provide an annual pension not in excess of 60 per cent of his average annual salary for the preceding three years of his service. O. Reg. 162/59, s. 12; O. Reg. 280/60, s. 3.

#### VESTING

**13.** Except as provided by clause *h* of paragraph 59 of section 377 of the Act, no pension plan shall permit the assignment or transfer of any annuity or any instalments payable thereunder. O. Reg. 162/59, s. 13.

**14.** Subject to sections 9 and 13, all payments of the municipality or local board and an employee, together with interest on the sum of both, vest in the employee when paid or earned. O. Reg. 162/59, s. 14.

#### AGREEMENT WITH A TRUSTEE

**15.** Where a pension plan is provided by agreement with a trustee, the agreement shall provide,

- (a) that the trustee may be removed from office on being given sixty days' written notice with or without cause by action of the municipality or local board that appointed him, which action shall be evidenced by a by-law of the municipality or a resolution of the local board, certified to the trustee over the signature of the clerk of the municipality under the Corporate Seal or over the signature of the secretary of the local board and delivered to the trustee;
- (b) that the trustee may resign at any time by giving sixty days' written notice of his resignation to the clerk of the municipality or the secretary of the local board; and
- (c) that the class of securities in which the trustee may invest the trust money shall not include bonds, debentures or other evidence of indebtedness issued or guaranteed by the municipality or local board that appointed him, except when invested in pooled or commingled trust funds. O. Reg. 162/59, s. 15.







~~Statutes~~ Ontario. Laws, statutes,  
~~Ont.~~ etc.  
~~General~~ Revised regulations of  
~~Reference~~ Ontario, 1960  
v.2

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